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Respondent.

S.Ct. No. 78643
D.C. No. C-16-314092-1

(Second Request)

COMES NOW Appellant, LUIS ANGEL CASTRO, by and through his counsel in this matter, JEAN J. SCHWARTZER, ESQ., and moves this Court for the second time for an enlargement of time of thirty (30) days from November 22, 2019 to file Appellant's Opening Brief, making said Brief due December 22, 2019. This motion is based upon the following memorandum and all papers and pleadings on file herein.

Dated this 22nd day of November, 2019.

Respectfully submitted,

/s/ *Jean J. Schwartzer*
JEAN J. SCHWARTZER, ESQ.
 Law Office of Jean J. Schwartzer
 Counsel for Appellant

1 **MEMORANDUM**

2 I, JEAN J. SCHWARTZER, ESQ., am the attorney in the above-captioned
3 case. Appellant's Opening Brief is due on November 22, 2019. Pursuant to
4 NRAP 31(b)(3)(B), this Court may grant a second motion for extension of time
5 for filing an Opening Brief upon a showing of extraordinary circumstances
6 and extreme need. This is Appellant's second request for an extension of time
7 to file his Opening Brief.

8 With respect to extreme need, Counsel was only able to work a limited
9 number of days in October due to Jewish holidays and also being diagnosed
10 with strep throat on October 3rd. Counsel and her seven year old daughter got
11 sick in early November and on November 8th, Counsel was again diagnosed
12 with strep throat, as was her daughter. As a result, Counsel and was unable to
13 work the first week and a half this month and then went on a previously
14 planned vacation for her 10th Anniversary for five (5) days the second week in
15 November. Therefore, Counsel needs an additional thirty (30) days to
16 complete the Opening Brief in the instant case.

17 This Motion is made in good faith and not for the purposes of undue
18 delay. I declare under penalty of perjury the factual representations set forth
19 in the foregoing memorandum are true and correct.

20 Dated this 22nd day of November, 2019.

21
22 Respectfully submitted,

23 /s/ Jean J. Schwartzer

24 JEAN J. SCHWARTZER, ESQ.
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28 Las Vegas, NV 89141
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Counsel for Appellant

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY AND AFFIRM that this document was filed electronically with the Nevada Supreme Court on November 22nd 2019. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON FORD, ESQ.
Nevada Attorney General

ALEXANDER CHEN, ESQ.
Chief Deputy District Attorney

/s/ Jean J. Schwartz
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