

IN THE SUPREME COURT OF THE STATE OF NEVADA

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SHAWN RUSSELL HARTE, )  
 )  
Appellant, )  
 )  
v. )  
 )  
STATE OF NEVADA, )  
 )  
Respondent. )  
/

Electronically Filed  
Oct 14 2019 07:56 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court  
**Supreme Court No. 78978**

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**MOTION FOR ENLARGEMENT OF TIME**

COMES NOW, Appellant SHAWN RUSSELL HARTE, by and through counsel, VICTORIA T. OLDENBURG, and respectfully moves for a forty-five (45) day extension of time within which to file the Opening Brief and Appendices in the above-entitled matter. This request is made pursuant to NRAP 26(b) and the attached Declaration of Counsel.

DATED this 14<sup>th</sup> day of October, 2019.

VICTORIA T. OLDENBURG, ESQ.  
Oldenburg Law Office  
Nevada State Bar No. 4770  
Counsel for Appellant

**DECLARATION OF VICTORIA T. OLDENBURG**

1. I am an attorney dully licensed to practice law in the State of Nevada and am the appointed counsel of Appellant Shawn Russell Harte on his post-conviction appeal currently pending before this Honorable Court.

2. Appellant's Opening Brief and Appendix are currently due October 14, 2019.

3. In 1999 Appellant was convicted, pursuant to a jury verdict, of murder with the use of a deadly weapon. Appellant is serving two consecutive terms of life in prison without the possibility of parole. The volume of documents in this matter is extensive and the issues are complex, and I am still in the process of preparing the Opening Brief and Appendices. Therefore, I am requesting an additional forty-five (45) day extension of time within which to file the Opening Brief and Appendices.

4. This Motion for Extension of Time is made in good faith and not for the purpose of delay or other improper purpose.

Dated this 14<sup>th</sup> day of October, 2019.

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/s/ Victoria T. Oldenburg

VICTORIA T. OLDENBURG, ESQ  
Nevada State Bar No. 4770  
Attorney for Appellant

## **CERTIFICATE OF SERVICE**

### **Electronically**

I hereby certify that on this date the foregoing document was filed electronically with the Nevada Supreme Court. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

Washoe County District Attorney  
Jennifer P. Noble, Chief Appellate Deputy

Aaron D. Ford  
Nevada Attorney General

### **Via USPS**

Mr. Shawn Russell Harte, # 61390  
Northern Nevada Correctional Center  
P.O. Box 7000  
Carson City, NV 89702

DATED this 14<sup>th</sup> day of October, 2019.

Victoria T. Oldenburg  
Attorney for Appellant