

1 **IN THE COURT OF APPEALS OF THE STATE OF NEVADA**

2
3 KODY HARLAN

4 Appellant,

5 vs.

6 THE STATE OF NEVADA,

7 Respondent.
8
9

S.Ct. No. 80318 Electronically Filed
D.C. No. C333318 Mar 07 2022 03:56 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

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11 **MOTION FOR ENLARGEMENT OF TIME**

12 COMES NOW Appellant, KODY HARLAN, by and through his counsel in this
13 matter, JEAN J. SCHWARTZER, ESQ., and moves this Court for the first time for an
14 enlargement of time of ten (10) days from March 7, 2022 to file Appellant's Petition
15 for Rehearing, making said brief due March 17, 2022. This motion is based upon the
16 following memorandum and all papers and pleadings on file herein.
17

18 Dated this 7th day of March, 2022.
19

20 Respectfully submitted,

21 /s/ Jean J. Schwartzer
22 JEAN J. SCHWARTZER, ESQ.
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24 170 S. Green Valley Parkway #300
25 Henderson, NV 89012
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27 jean.schwartzter@gmail.com
28 Counsel for Appellant

1 **MEMORANDUM**

2 I, JEAN J. SCHWARTZER, ESQ., am the attorney in the above-captioned case.
3 Appellant's Petition for Rehearing is due today, March 7, 2022. Pursuant to NRAP
4 40(a)(1), this Court may grant an extension of time for filing a Petition for Rehearing.

5 Counsel for Appellant is still working on the Petition for Rehearing citing to
6 several instances where this Court overlooked or misapprehended a material fact or
7 matter of law. It has taken longer than anticipated given the lengthy briefing and
8 portions of the transcript that counsel had to review. Therefore, Counsel needs an
9 additional ten (10) days to complete the Petition for Rehearing in the instant **case**.

10 This Motion is made in good faith and not for the purposes of undue delay.

11 I declare under penalty of perjury the factual representations set forth in the
12 foregoing memorandum are true and correct.

13 Dated this 7th day of March, 2022.

14
15 Respectfully submitted,

16
17 /s/ Jean J. Schwartzer
18 JEAN J. SCHWARTZER, ESQ.
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24 Counsel for Appellant
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3 **CERTIFICATE OF SERVICE**

4 I HEREBY CERTIFY AND AFFIRM that this document was filed
5 electronically with the Nevada Supreme Court on March 7th, 2022 Electronic Service
6 of the foregoing document shall be made in accordance with the Master Service List
as follows:

7
8 AARON FORD, ESQ.
Nevada Attorney General

9 ALEXANDER CHEN, ESQ.
10 Chief Deputy District Attorney

11
12 /s/ Jean J. Schwartzer
13 JEAN J. SCHWARTZER, ESQ.
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