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Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEVOHN MARKS,

Appellant,

Docket No.

80469

vs.

THE STATE OF NEVADA,

Respondent.

**MOTION FOR EXTENSION OF TIME
TO FILE OPENING BRIEF AND
APPENDIX (THIRD REQUEST)**

Appellant Devohn Marks, through appointed counsel Jess Matsuda, hereby submits this Motion for Extension of Time to File Opening Brief and Appendix (Third Request). This motion is not made for the purposes of unnecessary delay or for any improper purpose.

DATED this 23 of October, 2020.

/s/ Jess Matsuda

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 On January 17, 2020, the undersigned counsel initiated the instant ap-
3 peal from the Judgment of Conviction in Eighth Judicial District Court case
4 number C-18-337017-2. The Opening Brief and Appendix are due October
5 23, 2020. This motion follows.

6 Counsel requires additional time to draft the opening brief. The tran-
7 scripts in this case are lengthy, consisting of eight days of trial as well as mul-
8 tiple motion hearings. The appendix has been crafted and is currently nine
9 volumes in length. This combined with the current global pandemic and the
10 disruptions to counsel's practice resulting therefrom necessitate additional
11 time for filing.

12 For these reasons, counsel would request an extension of time to file
13 the Opening Brief and Appendix in this appeal. The Opening Brief and Ap-
14 pendix are due October 23, 2020. Counsel would request an additional four-
15 teen days with which to prepare and file the Opening Brief and Appendix,
16 resulting in an extension to November 6, 2020. This motion is made in good
17 faith and not for the purposes of unnecessary delay or for any improper basis.
18

19 DATED this 23 of October, 2020.

20 /s/ Jess Matsuda

21 JESS Y. MATSUDA, ESQ.

22 Nevada Bar No. 10929

23 **MATSUDA & ASSOCIATES, LTD.**

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27 Counsel for Appellant
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/s/ Jess Matsuda
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Pursuant to NRS 239B.030, this document contains no social security numbers.

Jess Y. Matsuda, Esq.

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