

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

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DAVID BURNS,  
Appellant,  
v.  
THE STATE OF NEVADA,  
Respondent.

CASE NO: Electronically Filed  
Sep 11 2020 08:10 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**MOTION FOR ENLARGEMENT OF TIME**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy, ALEXANDER CHEN, and moves this Court for an enlargement of time within which to file Respondent's Answering Brief. This motion is based on the following memorandum, declaration of counsel and all papers and pleadings on file herein.

Dated this 11<sup>th</sup> day of September, 2020.

Respectfully submitted,

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565

BY /s/ Alexander Chen

ALEXANDER CHEN  
Chief Deputy District Attorney  
Nevada Bar #010539  
Office of the Clark County District Attorney

## **MEMORANDUM**

I, ALEXANDER CHEN, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office.

Respondent's Answering Brief is currently due September 11, 2020. This is a Direct Appeal of a Judgment of Conviction following a sixteen-day jury trial. This Court may extend time to file a Respondent's Answering Brief upon a showing of good cause. NRAP 31(b)(3).

The State herein makes its first request for an enlargement of time. The State requests thirty (30) additional days to include September 11, 2020, within which to file Respondent's Answering Brief. Appellant has had substantial time to identify and brief numerous issues in the instant appeal. This case went to trial in 2015, and Appellant has not been granted the opportunity for a direct appeal. Furthermore, this Court granted Appellant's Motion for Enlargement of Time to file his Opening Brief on July 14, 2020.

Respondent respectfully requests additional time to prepare and file an adequate response to all Appellant's claims in his Opening Brief. If granted, the new filing date for the State's Answering Brief would be due on October 12, 2020. This motion is made in good faith and not for the purposes of undue delay.

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

Dated this 11<sup>th</sup> day of September, 2020.

Respectfully submitted,

**STEVEN B. WOLFSON**  
Clark County District Attorney

BY */s/ Alexander Chen*

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ALEXANDER CHEN  
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Regional Justice Center  
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## **CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on September 11, 2020. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

ARRON D. FORD  
Nevada Attorney General

JAMIE J. RESCH, ESQ.  
Counsel for Appellant

ALEXANDER CHEN  
Chief Deputy District Attorney

BY /s/ J. Garcia  
Employee, District Attorney's Office

AC/Brianna Stutz/jg