

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,

Appellant,

vs.

JOHN JOSEPH SEKA,

Respondent.

CASE NO.: 80925

District Court Case Electronically Filed  
Oct 05 2020 07:51 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**RESPONDENT JOHN SEKA'S MOTION FOR ENLARGEMENT OF TIME  
TO FILE ANSWERING BRIEF (First Request)**

Respondent, John Seka, by and through his counsel Paola M. Armeni, Esq., of the law firm of Clark Hill PLC and Jennifer Springer, Esq., of the Rocky Mountain Innocence Center, moves this Honorable Court for an enlargement of time within which to file Mr. Seka's Answering Brief. This Motion is based on the following Memorandum and all papers and pleadings on file herein.

Dated this 5<sup>th</sup> day October, 2020.

CLARK HILL PLC

/s/ Paola M. Armeni  
\_\_\_\_\_  
PAOLA M. ARMENI  
Nevada Bar No. 8357  
3800 Howard Hughes Parkway #500  
Las Vegas, Nevada 89169  
Tel: (702) 862-8300

ROCKY MOUNTAIN INNOCENCE  
CENTER

JENNIFER SPRINGER  
Nevada Bar No. 13767  
358 South 700 East, B235  
Salt Lake City, Utah 84102  
Tel: (801) 355-1888

*Attorneys for Petitioner John Joseph  
Seka In Conjunction with Rocky  
Mountain Innocence Center*

## MEMORANDUM

I, Paola M. Armeni, am a duly licensed attorney in the State of Nevada and am an attorney with the law firm of Clark Hill PLC.

Mr. Seka's Answering Brief is currently due October 5, 2020. This Court may extend time to file an Answering Brief upon a showing of good cause. NRAP Rule 31(b)(3).

Mr. Seka makes his first request for an enlargement of time. No request for additional time has been denied or denied in part. Mr. Seka respectfully requests an extension of the current deadline to file his Answering Brief by thirty (30) days, up to and including Thursday, November 5, 2020.

This case presents novel legal issues related to DNA evidence.

The State of Nevada's Opening Brief was due on August 4, 2020. Appellant moved for a 30-day extension of the deadline to file an Opening Brief. The Court granted the Motion allowing the State of Nevada to file their brief on September 3, 2020.

Although, counsel's caseload is not by itself a reason for extending the deadline, lead counsel for Mr. Seka, Ms. Armeni was preparing for and then participating in a jury trial in the matter of *Roberts v. Las Vegas Metropolitan Police Department, etc. al.* Case No. 2:18-cv-00649-APG-BNW in the United States District Court, District of Nevada. This matter concluded on September 30, 2020.

Mr. Seka respectfully requests that the Court grant the requested extension.

If granted, the new deadline for filing Mr. Seka's Answering Brief would be November 5, 2020. This Motion is made in good faith and not for the purpose of undue delay.

Dated this 5<sup>th</sup> day October, 2020.

CLARK HILL PLC

/s/ Paola M. Armeni  
\_\_\_\_\_  
PAOLA M. ARMENI  
Nevada Bar No. 8357  
3800 Howard Hughes Parkway #500  
Las Vegas, Nevada 89169  
Tel: (702) 862-8300

ROCKY MOUNTAIN INNOCENCE  
CENTER

JENNIFER SPRINGER  
Nevada Bar No. 13767  
358 South 700 East, B235  
Salt Lake City, Utah 84102  
Tel: (801) 355-1888

*Attorneys for Petitioner John Joseph  
Seka In Conjunction with Rocky  
Mountain Innocence Center*

### CERTIFICATE OF SERVICE

The undersigned, an employee of Clark Hill PLLC hereby certifies that on the 5<sup>th</sup> day of October, 2020, I electronically filed with the Nevada Supreme Court via the E-Flex system a copy of **RESPONDENT JOHN SEKA'S MOTION FOR ENLARGEMENT OF TIME TO FILE ANSWERING BRIEF (First Request)**, which will cause this document to be served upon the following:

Aaron D. Ford  
Nevada Attorney General

Alexander G. Chen  
Chief Deputy District Attorney

  
An employee of CLARK HILL PLLC