

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

TED MICHAEL DONKO,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

CASE NO:

Electronically Filed  
Jan 08 2021 08:43 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court  
81075

**MOTION FOR ENLARGEMENT OF TIME (FIRST REQUEST)**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Deputy, JOHN NIMAN, 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 8<sup>th</sup> day of January, 2021.

Respectfully submitted,

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

BY */s/ John T. Niman*

JOHN T. NIMAN  
Deputy District Attorney  
Nevada Bar #014408  
Office of the Clark County District Attorney  
Regional Justice Center  
200 Lewis Avenue  
P.O. Box 552212  
Las Vegas, Nevada 89155-2212  
(702) 671-2500

## **MEMORANDUM**

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

This is a direct appeal from a Judgment of Conviction. This Court may extend the time to file a Respondent's Answering Brief upon a clear showing of good cause. NRAP 31(b)(3).

Prior to the filing of Donko's Opening Brief in the instant case, Donko received two extensions, the first he received by way of Stipulation and the second he received by filing a Motion with this Court. The State's Answering Brief is currently due on January 8, 2021. This is the State's first request for an enlargement of time. The State respectfully moves for an enlargement of time of sixty (60) days, making this brief due on March 9, 2021. Due to the number of legal issues raised and the need to review the record in its entirety, the State is requesting this extension to thoroughly review and brief Appellant's claims for this Court.

Therefore, the State hereby makes its first request to extend time to allow the Answering Brief to be reviewed. 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 8<sup>th</sup> day of January, 2021.

Respectfully submitted,

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

BY */s/ John T. Niman*

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## **CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on 8<sup>th</sup> day of January, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON D. FORD  
Nevada Attorney General

DEBORAH L. WESTBROOK  
Chief Deputy Public Defender

JOHN T. NIMAN  
Deputy District Attorney

*/s/ J. Garcia*

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Employee, Clark County  
District Attorney's Office

JTN/Brittini Griffith/jg