

IN THE SUPREME COURT OF THE STATE OF NEVADA

TED MICHAEL DONKO,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

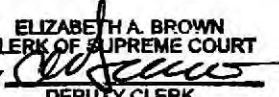
No. 81075 ✓

TED MICHAEL DONKO,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 83037

**FILED**

JUN 17 2021

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

**ORDER**

Docket No. 81075 is an appeal from a judgment of conviction. Docket No. 83037 is an appeal from an amended judgment of conviction restructuring the aggregate sentence. Appellant has moved to consolidate these appeals, and respondent has filed a response. As the briefing in Docket No. 81075 has almost been completed, and the briefing in Docket No. 83037 has not yet begun, the motion to consolidate is denied. However, these appeals shall be clustered to ensure that they are resolved in a consistent and efficient manner. *See* IOP 2(c)(2).

Appellant's motion requesting a second extension of time to file the reply brief in Docket No. 81075 is granted. NRAP 31(b)(3)(B). Appellant shall have until June 30, 2021, to file and serve the reply brief. No further extensions of time shall be permitted absent demonstration of extraordinary circumstances and extreme need. *Id.* Counsel's caseload normally will not be deemed such a circumstance. *Cf. Varnum v. Grady*, 90

Nev. 374, 528 P.2d 1027 (1974). Failure to file a timely reply brief may be treated as a waiver of the right to file a reply brief. NRAP 28(c).

Briefing in Docket No. 83037 shall proceed as currently scheduled.

It is so ORDERED.

1. J. J. Sanders, C.J.

cc: Clark County Public Defender  
Attorney General/Carson City  
Clark County District Attorney