IN THE SUPREME COURT OF THE STATE OF NEVADA

DEQUINCY BRASS,

        Appellant,

v.

THE STATE OF NEVADA,

        Respondent.

CASE NO: 81142

MOTION FOR ENLARGEMENT OF TIME

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 30th day of April, 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. I am the supervising attorney in the above-captioned case. Respondent's Answering Brief is currently due on Friday, April 30, 2021. The State requests a thirty-day (30) extension of time in which to file its Answering Brief. NRAP 26(b) provides that this Court may enlarge the time for doing any act required by the Nevada Rules of Appellate Procedure upon good cause shown.

This is the State's second request for an enlargement of time. If granted, the new filing date for Respondent's Answering Brief would be due on or before, Tuesday, June 1, 2021. Appellant filed his Opening Brief on January 26, 2021, after receiving three extensions which allowed Appellant nearly nine months to file their Opening Brief. Should this Court grant the State's request, the State would still only have had half the time given to Appellant to file an Answering Brief.

Appellant's Opening Brief raises twelve issues and nine appendices. Within those 12 issues, Appellant challenges the sufficiency of the evidence as well as the admissibility of the evidence presented to the jury. Appellant was sentenced to 17 life sentences after having been convicted of 22 different crimes involving sexual offenses against minors. Moreover, Appellant filed a Motion for leave to File an Opening Brief in Excess of the Type-Volume Limitation which was granted. Given

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the severity of Appellant's sentence and the seriousness of Appellant's crimes, a thorough and complete Answering brief necessitates 30 additional days to review the record and related case law. Moreover, once the law clerk assigned to respond to this brief has completed a draft, the brief must complete the office's internal review process.

Due to the above-described circumstances, Respondent respectfully requests the Court's permission for an extension of time of thirty (30) days to file its Answering Brief, making the State's response due to be filed on or Tuesday, June 1, 2021. This motion is made in good faith and not for 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 30th day of April, 2021.

                  Respectfully submitted,

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

BY   */s/ John T. Niman*
            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 30th day of April, 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
Employee, Clark County
District Attorney's Office

JTN/Julia Barker/jg