

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVONTAE WHEELER,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

Electronically Filed
Feb 04 2021 07:34 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

CASE NO: 81374

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 4th day of February 2021.

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. I am the supervising attorney in the above-captioned case. Respondent's Answering Brief is currently due on Thursday, February 4, 2021. The State requests a sixty-day (60) extension of time in which to file its Answering Brief. NRAP 31(b)(3).

This is the State's first request for an enlargement of time. If granted, the new filing date for Respondent's Answering Brief would be due on or before Monday, April 5, 2021.

Appellant filed his Opening Brief on January 5, 2021, after receiving one eight-week extension of time. Appellant's Opening Brief raises several issues and contains fourteen appendices. The issues raised by Appellant require a thorough examination of the record and related case law. Further, the law clerk initially responsible for the instant appeal has transitioned elsewhere in the office and the new law clerk assigned this appeal needs more time to become familiar with the record and law for each issue.

Due to the above-described circumstances, Respondent respectfully requests the Court's permission for an extension of time of sixty (60) days to file its Opening Brief, making the State's response due to be filed on or before Monday, April 5,

2021. This is Respondent's first Motion for Enlargement of Time, and this motion is made in good faith and not for purposes of undue delay.

Dated this 4th day of February, 2021.

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
Regional Justice Center
200 Lewis Avenue
P.O. Box 552212
Las Vegas, NV 552212
(702) 671-2500

CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on February 4, 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

SANDRA L. STEWART, ESQ.
Counsel for Appellant

ALEXANDER CHEN
Chief Deputy District Attorney

BY /s/ E. Davis

Employee,
Clark County District Attorney's Office

AC/Julia Barker/ed