

IN THE SUPREME COURT OF THE STATE OF NEVADA

Kevin Sunseri,
Appellant

vs.

The State of Nevada,
Respondent,

) Supreme Court Case No.: 81551
)
) Electronically Filed
) **APPELLANT'S MOTION TO VACATE** 10/21/21 1 p.m.
) **ORDER GRANTING TELEPHONIC** Elizabeth Brown
) **REQUEST FOR EXTENSION OF TIME** Clerk of Supreme Court
) **TO FILE PETITION FOR**
) **REHEARING**
)
)
)

COMES NOW, KELSEY BERNSTEIN, ESQ., Retained Counsel, hereby moves this Court to vacate the Telephonic Request for Extension of Time entered on October 13, 2021 to file a petition for rehearing. This Motion is based on the following memorandum, declaration of counsel and all pleadings and papers on file herein.

DATED this 21 day of October, 2021.

NEVADA DEFENSE GROUP

By: Kelsey Bernstein
Kelsey Bernstein, Esq.
Nevada Bar No.: 13825
Nevada Defense Group
714 S. Fourth Street
Las Vegas, NV 89101
Attorney for Appellant

MEMORANDUM/DECLARATION

Counsel, Kelsey Bernstein, is a duly licensed attorney in the State of Nevada and has been retained to represent Appellant Kevin Sunseri in the instant appeal.

Appellant requested a telephonic extension in which to file a petition for rehearing, which was entered on October 13, 2021.

Appellant will not be filing a petition for rehearing, and therefore requests the Order granting the telephonic extension be vacated so remittitur may issue.

I declare under penalty of perjury that the information set forth in this Memorandum is true and correct.

DATED this 21 day of October, 2021.

NEVADA DEFENSE GROUP

By: Kelsey Bernstein
Kelsey Bernstein, Esq.
Nevada Bar No.: 13825
Nevada Defense Group

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 21 day of October, 2021, I faxed and/or mailed a true and correct copy of the foregoing **MOTION**, to the following:

Alex Chen, Esq.
Clark County District Attorney's Office
200 Lewis Avenue
Las Vegas, Nevada 89101



Kelsey Bernstein