

IN THE SUPREME COURT OF THE STATE OF NEVADA

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RICHARD ABDIEL SILVA,

Appellant,
vs.

THE STATE OF NEVADA,

Respondent.

No. 81627

Electronically Filed
Feb 05 2021 10:46 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**SECOND MOTION FOR EXTENSION OF TIME
TO FILE APPELLANT'S OPENING BRIEF**

Appellant's Opening Brief is currently due February 08, 2020. Appellant, RICHARD ABDIEL SILVA, by and through his attorney of record, THOMAS L. QUALLS, ESQ., requests a second extension of time in which to file the Opening Brief in this matter by 45 days.

This extension is necessary for adequate review and compilation of the legal issues and in order to provide Appellant with effective assistance of counsel. Additionally, COVID-19 has presented unprecedented challenges to the undersigned and his practice.

This is Appellant's second request for an extension of time. And it is presented in good faith and not for the purpose of delay. It is respectfully

submitted that the following circumstances constitute compelling circumstances and good cause for the additional time:

(1) The undersigned is a sole-practitioner, and since approximately mid-March of 2020, the undersigned counsel has been working without an assistant, due to the COVID-19 global pandemic, so he is and has been performing both jobs daily;

(2) Due to pre-existing medical conditions, the undersigned is at heightened risk if exposed to COVID-19, and so cannot afford to take unnecessary risks by bringing in an assistant or an associate at this time;

(3) Additionally, during all this time, in addition to managing his law practice, the undersigned has been supervising his son's distance learning. All of these factors require more time than usual to request, organize, review, and prepare these briefings.

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that this document does not contain the social security number of any person.

RESPECTFULLY SUBMITTED this 05th day of February, 2020.

/s/ Thomas L. Qualls
THOMAS L. QUALLS, ESQ.
Attorney for Appellant,
RICHARD ABDIEL SILVA

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b) and NEFR 9, I certify that I am an employee of the Law Office of Thomas L. Qualls, Ltd., that I am over the age of 18 years and not a party to the within action. I am familiar with the practice of the office regarding the service of documents and that, in accordance therewith, I caused a true and correct copy of the attached ***Second Motion for Extension of Time to File Appellant's Opening Brief*** to be served via the following method(s):

- x The Nevada Supreme Court's electronic filing system upon all counsel of record.
- x USPS, by placing a metered, addressed envelope containing the same in First Class Mail to the following:

RICHARD ABDIEL SILVA

DATED: February 05, 2020.

 /s/ Thomas L Qualls
Thomas L. Qualls