

IN THE SUPREME COURT OF THE STATE OF NEVADA

\* \* \* \* \*

RICHARD ABDIEL SILVA,

Appellant,  
vs.

THE STATE OF NEVADA,

Respondent.

No. 81627

Electronically Filed  
Mar 25 2021 10:33 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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

Appellant's Opening Brief is currently due March 25, 2021. Appellant, RICHARD ABDIEL SILVA, by and through his attorney of record, THOMAS L. QUALLS, ESQ., requests a third extension of time in which to file the Opening Brief in this matter by 30 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 third 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 and exceptional circumstances and good cause for the additional time:

(1) The undersigned is a sole-practitioner, and for a full year, since 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) 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;

(3) The undersigned recently hired an assistant and is working diligently to get through the backlog of briefs, correspondence, and other matters. All transcripts have been received now, and the undersigned does not anticipate any further requests for extensions in this matter.

**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 25th day of March, 2021.

/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 ***Third 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: March 25, 2021.

    /s/    Thomas    L    Qualls      
Thomas L. Qualls