

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD ABDIEL SILVA,)
)
 Appellant,)
)
 v.)
)
STATE OF NEVADA,)
)
 Respondent.)
_____/

Electronically Filed
Aug 19 2021 03:31 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court Case No. 81627

MOTION FOR EXTENSION OF TIME

COMES NOW, Appellant RICHARD ABDIEL SILVA, by and through counsel, VICTORIA T. OLDENBURG, and pursuant to NRAP 31(b)(3)(A) respectfully moves for a thirty (30) day extension of time from August 23, 2021 through and including September 22, 2021 within which to file the Opening Brief and Appendix in the above-entitled matter. This Motion is based upon the attached declaration of counsel.

RESPECTFULLY SUBMITTED this 19th day of August, 2021.

VICTORIA T. OLDENBURG
Oldenburg Law Office
Nevada Bar No. 4770
Attorney for Appellant

DECLARATION OF VICTORIA T. OLDENBURG

1. I am an attorney dully licensed to practice law in the State of Nevada and the appointed counsel for Richard Abdiel Silva in his direct appeal of his conviction in District Court Case No. CR18-1135B.

2. I was appointed on May 4, 2021 in place of Mr. Thomas Qualls, Esq. On May 11, 2021 this Court entered an Order Reinstating Briefing with a 90-day deadline to file the Opening Brief and Appendix (August 9, 2021). I obtained a 14-day telephonic extension of time to file the Opening Brief and Appendix, up to and including August 23, 2021.

3. I have commenced preparation of the Opening Brief and Appendix in this case. However, I have unexpectedly been out of the office for the last week due to my husband's serious health condition which has required my attention. Thus, I have not been able to complete the Opening Brief and Appendix and do not believe I will be able to do so by August 23, 2021.

4. This Motion for Continuance is made in good faith and not for the purpose of delay or other improper purpose.

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 19th day of August, 2021.

/s/ Victoria T. Oldenburg

Victoria T. Oldenburg

CERTIFICATE OF SERVICE

Electronically

I hereby certify that on this date the foregoing document was filed electronically with the Nevada Supreme Court. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

Washoe County District Attorney
Jennifer P. Noble, Chief Appellant Deputy

Aaron D. Ford
Nevada Attorney General

Via USPS

Mr. Richard A. Silva, #1236297
Northern Nevada Correctional Center
1721 Snyder Avenue
Carson City, NV 89701

DATED this 19th day of August, 2021.

/s/ Victoria T. Oldenburg
Attorney for Appellant