

1                                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2  
3                   THOMAS CASH

4                                   Appellant,

5                                   vs.

6  
7                   WILLIAM GITTERE,

8                                   Warden Ely State Prison

9                                   Respondent.

S.Ct. No. 82060

Electronically Filed  
Nov 05 2021 11:45 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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11                                   **MOTION FOR ENLARGEMENT OF TIME**  
12                                   **(First Request)**

13                   COMES NOW, THOMAS CASH, by and through his counsel in this  
14 matter, JEAN J. SCHWARTZER, ESQ., and moves this Court for the first  
15 time for an enlargement of time of thirty (30) days from November 5,  
16 2021 to file Appellant's Reply Brief, making said Brief due December 5, 2021.  
17 This motion is based upon the following memorandum and all papers and  
18 pleadings on file herein.  
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21                   DATED this 5<sup>th</sup> day of November, 2021.

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23                                   /s/ Jean Schwartzer  
24                                   JEAN J. SCHWARTZER, ESQ  
25                                   Nevada State Bar No. 11223  
26                                   Law Office of Jean J. Schwartzer  
27                                   170 S. Green Valley Pkwy. #300  
28                                   Henderson, Nevada 89012  
                                  (702) 979-9941  
                                  Jean.schwartzter@gmail.com  
                                  Counsel for Appellant

1 **MEMORANDUM**

2 I, JEAN J. SCHWARTZER, ESQ., am the attorney in the above-captioned  
3 case. Pursuant to NRAP 31(b)(3)(B), this Court may grant a first motion  
4 for extension of time for filing a brief upon a showing of good cause.  
5 This is Appellant's first request for an extension of time.  
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7 With respect to good cause, counsel had the stomach flu three weeks ago;  
8 her son had the same illness two weeks ago; and her daughter had the same illness  
9 last week. Therefore, counsel was not able to work full time for the past  
10 few weeks. Additionally, counsel's husband is having surgery on Monday and he  
11 will be immobile for 2-3 weeks and only partially mobile for another 4-5  
12 weeks. Therefore, Appellant moves for an enlargement of time of thirty  
13 (30) days within which to file Appellant's Reply Brief up to and including  
14 December 5, 2021.  
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1           This Motion is made in good faith and not for the purposes of undue delay. I  
2 declare under penalty of perjury the factual representations set forth in the  
3 foregoing memorandum are true and correct.  
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6           DATED this 5<sup>rd</sup> day of November, 2021.  
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9                               /s/ Jean Schwartzer  
10                              JEAN J. SCHWARTZER, ESQ  
11                              Nevada State Bar No. 11223  
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16                              Jean.schwartzter@gmail.com  
17                              Counsel for Appellant  
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AARON FORD, ESQ

ALEXANDER G. CHEN, ESQ.

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