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**SUPREME COURT OF THE STATE OF NEVADA**

Docket No. 82405

JOHN FRANCIS DUNHAM,  
Appellant,  
v.  
STATE OF NEVADA,  
Respondent.

**FILED**

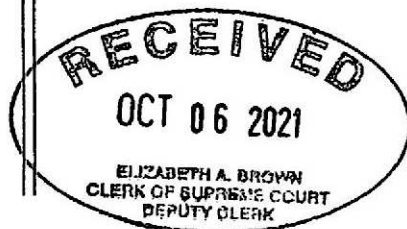
**OCT 06 2021**

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

**MOTION TO FILE UNTIMELY PETITION FOR REVIEW  
NRAP 26(b)**

Appellant John Dunham, through his counsel of record, requests leave to file the attached petition for review. Appellant seeks review of the order of affirmance entered by the court of appeals on September 17, 2021. Appellant filed the petition timely on October 5, 2021, but the petition was subsequently rejected because it was over 10 pages long. Appellant has revised the petition to conform to the limitations of NRAP 40B and respectfully submits the revised petition with this motion for filing.

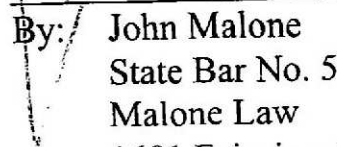
Appellant apologizes to the court for the inconvenience that has resulted from his inadvertent misreading of the provisions of the petition for review.



21-28655

1 Appellant submits that his neglect may be excusable and asks this court to file the  
2 petition for review. NRAP 26(b).

3 Dated this 6<sup>th</sup> day of Oct, 2021.  
4

5  
6   
7 By: John Malone  
8 State Bar No. 5706  
9 Malone Law  
10 1601 Fairview Drive  
11 Suite H  
12 Carson City, NV 89701  
13 Phone: 775-301-6414  
14 Fax: 775-329-1103  
15 *jmalonelaw@gmail.com*  
16 Attorney for Appellant  
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CERTIFICATE OF SERVICE

I affirm that I served the foregoing MOTION TO FILE UNTIMELY PETITION FOR

REVIEW by:

Personal service ☒

U.S. Mail ☐

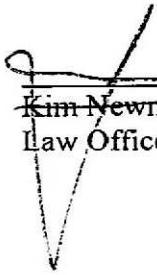
Electronic ☐

on:

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Nevada Attorney General  
Office of the Attorney General  
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Carson City, NV 89701  
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DATED: 10-6-21

  
Kim Newmyer Malone  
Law Office of John Malone