

IN THE SUPREME COURT OF THE STATE OF NEVADA

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DARION MUHAMMAD-COLEMAN,

Appellant,

vs.

STATE OF NEVADA,

Respondent.

Case No: 82915

Electronically Filed
May 09 2022 03:40 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

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

COMES NOW, Appellant, DARION MUHAMMAD-COLEMAN, by and through appellate counsel, Waleed Zaman, Esq., and moves this Honorable Court to enlarge the time to file a Reply Brief in this matter by forty-five (45) days to June 23, 2022. This Motion is based on the Points and Authorities below, and the declaration of Waleed Zaman, Esq.

Dated this 9th day of May 2022.

Respectfully submitted:

Waleed Zaman
Waleed Zaman, Esq.
Nevada Bar Number 13993
6620 S. Tenaya Way
Suite # 100
Las Vegas, Nevada 89113
Attorney for Appellant

LEGAL ARGUMENT

Nevada Rules of Appellate Procedure Rule 26 (b)(1) allows this Court discretion to enlarge the time to perform any act an additional time, including filing of the Reply Brief, based upon extraordinary or compelling circumstances. The Reply Brief is currently due on May 9, 2022. This is counsel's third request for an extension time to file the Reply Brief.

Counsel requests an additional forty-five (45) days to allow for completion of the Reply Brief. Counsel and his wife are currently dealing with an unexpected and tragic death of their first child. This is the same emergency referenced in the previously filed Motion to Continue; however, since the writing of that Motion, undersigned's infant daughter, Mila Hamida Zaman, has passed. The nature of this has precluded Counsel from completing the Reply Brief as expected by the current deadline, although counsel has since returned from bereavement leave and is actively seeking to prepare this Reply. Therefore, Counsel respectfully requests a forty-five (45) extension of time to June 23, 2022 to file Appellant's Reply Brief.

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CONCLUSION

Pursuant to the arguments above, Appellant, DARION MUHAMMAD-COLEMAN, respectfully requests that this Court extend the time to file a Reply Brief by forty-five (45) days to June 23, 2022.

Dated this 9th day of May 2022.

Waleed Zaman
Waleed Zaman, Esq.
Nevada Bar Number 13993
6620 S. Tenaya Way
Suite # 100
Las Vegas, Nevada 89113
Attorney for Appellant

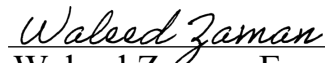
DECLARATION OF WALEED ZAMAN, ESQ.

I, Waleed Zaman, Esq., being first duly sworn, and upon information and belief, declare under penalty of perjury and say:

1. I am an attorney duly licensed to practice before all of the Courts in the State of Nevada, and I was appointed to represent DARION MUHAMMAD-COLEMAN in the instant matter (Case No. 82915);
2. That an additional forty-five (45) days are needed for me to effectively complete and submit the Reply Brief, because I am currently in the midst of dealing with a significant family member's death and I am unable to complete and file the Reply Brief as originally planned, in conformance with the current deadline and the ethical rules.
3. That this request is not made unnecessarily or to delay resolution of the matter.

FURTHER DECLARANT SAYETH NAUGHT

Dated this 9th day of May 2022.



Waleed Zaman, Esq.
Nevada Bar No. 13993
6620 S. Tenaya Way
Suite 100
Las Vegas, Nevada 89113

Signed in Conformity with *NRS 53.045*
on this 9th day of May, 2022.

CERTIFICATE OF SERVICE

In accordance with *NRAP* 25, I hereby certify that I filed the foregoing **APPELLANT'S MOTION FOR A THIRD EXTENSION OF TIME TO FILE REPLY BRIEF** with the Nevada Supreme Court by electronic filing. I certify that the following parties or their counsel of record are registered as e-filers and that they will be served electronically by the system, in accordance with the Master Service List:

Aaron Ford, Esq.
Nevada Attorney General

Alexander Chen, Esq.
Chief Deputy District Attorney - Appellate

Taleen Pandukht, Esq.
Deputy District Attorney - Appellate

I further certify that on May 9, 2022, I served a true and correct copy of the foregoing **APPELLANT'S MOTION FOR A THIRD EXTENSION OF TIME TO FILE REPLY BRIEF** through personal mail, addressed in a sealed and prepaid envelope to:

DARION MUHAMMAD-COLEMAN #1144228
Ely State Prison
P.O. Box 1989
Ely, Nevada 89301

DATED this 9th day of May, 2022.

/s/ Yanni Sitsis
An Employee of Zaman & Trippiedi