

IN THE SUPREME COURT OF THE STATE OF NEVADA

TED MICHAEL DONKO,)	Electronically Filed
)	Oct 27 2021 02:21 p.m.
Appellant,)	Elizabeth A. Brown
)	Clerk of Supreme Court
vs.)	Case No. 83037
)	
THE STATE OF NEVADA,)	
)	
Respondent.)	
)	

APPELLANT’S FIRST MOTION FOR EXTENSION OF TIME

Comes Now Appellant TED DONKO, by and through Chief Deputy Public Defender AUDREY M. CONWAY, and moves for an eight (8) day extension of time from Monday, November 8, 2021 through and including Tuesday, November 16, 2021, within which to file the Opening Brief in this case. This Motion is based upon the attached Declaration of counsel.

DATED this 27th day of October, 2021.

DARIN F. IMLAY
CLARK COUNTY PUBLIC DEFENDER

By /s/ Audrey M. Conway
AUDREY M. CONWAY, #5611
Chief Deputy Public Defender

DECLARATION OF AUDREY M. CONWAY

1. I am an attorney licensed to practice law in the State of Nevada; I am a chief deputy public defender assigned to handle the appeal of this matter; I am familiar with the procedural history of this case.

2. Our office filed the Notice of Appeal in this matter on June 10, 2021. After granting a 30-day stipulation to extend the deadline for the filing of the Opening Brief, on September 29, 2021, this Court ordered the Opening Brief to be filed by November 8, 2021.

3. Appellate staff will be out of the State on a pre-planned vacation on November 8, 2021, returning to the office on November 9, 2021.

4. Declarant is asking for an extension of eight days, including three additional working days through November 16, 2021, in light of the upcoming Veteran's Day holiday on November 11, 2021, and the fact that the Clark County Public Defender's Office is closed on Friday, November 12, 2021, within which to allow Appellate staff to finalize and file the Opening Brief and appellate appendix.

5. This request for extension of time is made in good faith and not for the purposes of delay. It is the best professional judgment of the undersigned that this extension is crucial to the perfection of this appeal and to the provision of effective assistance of counsel to this client.

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

EXECUTED on the 27th day of October, 2021.

/s/ Audrey M. Conway
AUDREY M. CONWAY

CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 27th day of October, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON D. FORD AUDREY M. CONWAY
ALEXANDER CHEN

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to:

TED DONKO
NDOC No: 1080899
c/o High Desert State Prison
P.O. Box 650
Indian Springs, NV 89070

BY /s/ Carrie M. Connolly
Employee, Clark County Public
Defender's Office