

1 IN THE SUPREME COURT OF THE STATE OF NEVADA

2
3 BRETT ALAN LINDER,)

4)
5 Appellant,)

6 v.)

7 THE STATE OF NEVADA,)

8)
9 Respondent.)
10)

No. 83162

Electronically Filed
Dec 16 2021 03:51 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

11
12 **RESPONDENT STATE OF NEVADA'S MOTION FOR ENLARGEMENT**
13 **OF TIME WITHIN WHICH TO FILE RESPONSE BRIEF**

14 COMES NOW Appellant above named, by and through its attorney CHRIS
15 ARABIA, Esq. (Nye County District Attorney), who moves this Court for an
16 enlargement of time of FIFTEEN (15) days, up to and including December 23,
17 2021, within which to file the response brief. This Motion is unopposed and based
18 on the attached unsworn declaration of JOHN J. FRIEL, JR, Esq.
19
20

21 DATED THIS 16th day of December 2021.

22 [s/]

23 
24 JOHN J. FRIEL, JR, Esq.
25 Nevada Bar #4992
26 Nye County District Attorney
27 101 Radar Rd, Tonopah NV
28 (775) 482-8166
Attorney for Respondent
State of Nevada

1 **UNSWORN DECLARATION OF CHRIS ARABIA, Esq.**
2 **IN LIEU OF AFFIDAVIT**
3

4 I, CHRIS ARABIA, Esq., declare under penalty of perjury and pursuant to
5 NRS. 53.045 that the foregoing is true and correct to the best of my knowledge.
6
7 Declarant is the Nye County District Attorney and attorney for Respondent State of
8 Nevada. The current deadline within which to file the response brief is December
9 8, 2021. Declarant requires additional time, and accordingly, requests FIFTEEN
10 (15) days of additional time, up to and including April 20, 2020, to file the brief.
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12 The reason for the request: there was confusion on the due date and whether
13 a Notice of Appearance was filed or not. It was found out after the Brief was
14 submitted that it was the incorrect due date and a Notice of Appearance had not
15 been filed. This was a mistake on the part of the undersigned, one which he
16 regrets. The requested time will suffice to get the brief filed.
17
18

19 FURTHER DECLARANT SAYETH NAUGHT.
20

21 EXECUTED on this 16th day of December 2021.
22

23 [/s/]

24 JOHN J. FRIEL, JR, Esq.
25 Nevada Bar #4992
26 Nye County District Attorney
27 101 Radar Rd, Tonopah NV
28 (775) 482-8166
 Attorney for Respondent

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CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on December 16, 2021. Electronic Service of the foregoing documents shall be made in accordance with the Master Service List as follows:

David H. Neely, Esq.

[/s/]



JOHN J. FRIEL, JR, Esq.
Nevada Bar #4992
Nye County District Attorney
101 Radar Rd, Tonopah NV
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