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## UNSWORN DECLALARATION OF CHRIS ARABIA, Esq. IN LIEU OF AFFIDAVIT

I, CHRIS ARABIA, Esq., declare under penalty of perjury and pursuant to NRS. 53.045 that the foregoing is true and correct to the best of my knowledge. Declarant is the Nye County District Attorney and attorney for Respondent State of Nevada. The current deadline within which to file the response brief is December 8, 2021. Declarant requires additional time, and accordingly, requests FIFTEEN

(15) days of additional time, up to and including April 20, 2020, to file the brief.

The reason for the request: there was confusion on the due date and whether a Notice of Appearance was filed or not. It was found out after the Brief was submitted that it was the incorrect due date and a Notice of Appearance had not been filed. This was a mistake on the part of the undersigned, one which he regrets. The requested time will suffice to get the brief filed.

FURTHER DECLARANT SAYETH NAUGHT.

EXECUTED on this 16th day of December 2021.

[/s/]

JOHN J. MRIEL, JR, Esq.

Nevada Bar #4992

Nye County District Attorney 101 Radar Rd, Tonopah NV

(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

bupreme court on becomber 10, 2021. Electronic bervice 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 (775) 482-8166 Attorney for Respondent

State of Nevada

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