

1 **IN THE SUPREME COURT FOR THE STATE OF NEVADA**

2
3 **ADAM ANTHONY BERNARD,**

4 **Appellant,**

5 **vs.**

6 **STATE OF NEVADA,**

7 **Respondent.**

 Electronically Filed
No. 83323 Feb 28 2022 09:11 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION FOR AN EXTENSION
OF TIME**

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9 Counsel for Appellant hereby respectfully requests that this Court grant an
10 extension of time by which Appellant, Adam Anthony Bernard, may file his
11 Opening Brief pursuant to NRAP 31(b)(3). Appellant's Opening Brief is due on
12 February 28, 2022, as a result of a Stipulation between the parties to extend time.

13 Originally, the Opening Brief in this matter was due on December 2, 2021.
14 After Appellant's telephonic request to continue was granted, the Brief was due
15 on December 16, 2021.

16 Neither of the prior two requests, the Stipulation to An Extension of Time,
17 and the telephonic request for an extension, were denied by this Court.

18 Counsel is unable to finish the Opening Brief due to illness and other work
19 deadlines. Counsel contracted COVID after Christmas, 2021, and was absent
20 from work for nine days. Subsequently, counsel was ill with COVID-like
21 symptoms on two separate occasions in January, 2022, but tested negative for
22 COVID. Currently, counsel again has COVID-like symptoms, since early
23 February, and finished a course of antibiotics on February 23. Counsel has
24 continued to work as much as possible, but has been unable to finish this Opening
25 Brief.
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1 Counsel is requesting a two week extension, until March 14, 2022, to file
2 Mr. Bernard's Opening Brief. This request is being made in good faith and not
3 for purposes of delay.

4 Counsel for Appellant certifies that the information provided in this Motion
5 for an Extension of Time is true and complete to the best of her knowledge,
6 information and belief.

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8 Dated this 28th day of February, 2022.
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13 Maria Pence, Esq.

14 Bar No. 9890

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16 Minden, Nevada 89423

17 (775)392-4084

18 Attorney for defendant Bernard
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2 **CERTIFICATE OF SERVICE**

3 I certify that I am an employee of PENCE & ASSOCIATES and that on
4 this date, I served a true and correct copy of the Motion for an Extension of
5 Time to the following address:

6
7 Erik Levin, Chief Criminal Deputy District Attorney
8 District Attorney's Office
9 1038 Buckeye Road
10 Minden, NV 89423
11

12 Dated this 28th day of February, 2022.
13

14 
15 _____
16 MARIA PENCE, ESQ.
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