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IN THE SUPREME COURT OF THE STATE OF NEVADA

THOMAS CASH

Appellant,

VS.

WILLIAM GITTERE,

Warden Ely State Prison

Respondent.

S.Ct. No. 82060

Electronically Filed Jul 23 2021 03:41 p.m. Elizabeth A. Brown Clerk of Supreme Court

MOTION FOR ENLARGEMENT OF TIME (Second Request)

COMES NOW, THOMAS CASH, by and through his counsel in this matter, JEAN J. SCHWARTZER, ESQ., and moves this Court for the first time for an enlargement of time of thirty (30) days from July 23, 2021 to file Appellant's Opening Brief, making said Brief due August 22, 2021. This motion is based upon the following memorandum and all papers and pleadings on file herein.

DATED this 23rd day of July, 2021.

<u>/s/ Jean Schwartzer</u> JEAN J. SCHWARTZER, ESQ Nevada State Bar No. 11223 Law Office of Jean J. Schwartzer 170 S. Green Valley Pkwy. #300 Henderson, Nevada 89012 (702) 979-9941 Jean.schwartzer@gmail.com Counsel for Appellant

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MEMORANDUM

I, JEAN J. SCHWARTZER, ESQ., am the attorney in the above-captioned case. Pursuant to NRAP 31(b)(3)(B), this Court may grant a second motion for extension of time for filing a brief upon a showing of extreme need. This is Appellant's second request for an extension of time.

Appellant's Opening Brief is due July 23, 2021. With respect to extreme need, counsel's two small children were enrolled in summer camp so as to allow counsel to work part time. However, the camp shut down several weeks ago indefinitely due to a COVID outbreak. This left counsel unable to work for an extended period of time. Counsel's children start in-person school on August 9, 2021 and at that point counsel will able to return to work full time. Therefore, Appellant moves for an enlargement of time of thirty (30) days within which to file Appellant's Opening Brief up to and including August 22, 2021.

This Motion is made in good faith and not for the purposes of undue delay. I declare under penalty of perjury the factual representations set forth in the foregoing memorandum are true and correct. DATED this 23rd day of July, 2021. /s/ Jean Schwartzer JEAN J. SCHWARTZER, ESQ Nevada State Bar No. 11223 Law Office of Jean J. Schwartzer 170 S. Green Valley Pkwy. #300 Henderson, Nevada 89012 (702) 979-9941 Jean.schwartzer@gmail.com Counsel for Appellant

CERTIFICATE OF SERVICE

2 3	I HEREBY CERTIFY AND AFFIRM that this document was filed
4	electronically foregoing document shall be made in accordance with the Master
5	Service List as follows:
6	
7	AARON FORD, ESQ
8 9	ALEXANDER G. CHEN, ESQ.
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11	BY: /s/ Jean Schwartzer
12	JEAN J. SCHWARTZER, ESQ Nevada State Bar No. 11223
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