

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

2
3 THOMAS CASH

4 Appellant,

5 vs.

6
7 WILLIAM GITTERE,

8 Warden Ely State Prison

9 Respondent.

S.Ct. No. 82060

Electronically Filed
Aug 23 2021 08:40 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

10
11 **MOTION FOR ENLARGEMENT OF TIME**
12 **(Third Request)**

13 COMES NOW, THOMAS CASH, by and through his counsel in this
14 matter, JEAN J. SCHWARTZER, ESQ., and moves this Court for the third
15 time for a small enlargement of time of three (3) days from August 23,
16 2021 to file Appellant's Opening Brief, making said Brief due August 26, 2021.
17 This motion is based upon the following memorandum and all papers and
18 pleadings on file herein.
19
20

21 DATED this 23rd day of August, 2021.

22
23 /s/ Jean Schwartzer
24 JEAN J. SCHWARTZER, ESQ
25 Nevada State Bar No. 11223
26 Law Office of Jean J. Schwartzer
27 170 S. Green Valley Pkwy. #300
28 Henderson, Nevada 89012
 (702) 979-9941
 Jean.schwartzter@gmail.com
 Counsel for Appellant

1 **MEMORANDUM**

2 I, JEAN J. SCHWARTZER, ESQ., am the attorney in the above-captioned
3 case. Pursuant to NRAP 31(b)(3)(B), this Court may grant a third motion
4 for extension of time for filing a brief upon a showing of extreme need.
5 This is Appellant's second request for an extension of time.
6

7 Appellant's Opening Brief is due today, August 23, 2021. With respect
8 to extreme need, counsel was scheduled to speak with Appellant today to
9 finalize a few factual assertions in the Opening Brief. Appellant was unable to
10 call counsel prior to counsel leaving work. Therefore, Appellant moves for an
11 small enlargement of time of three (3) days within which to file Appellant's
12 Opening Brief up to and including August 26, 2021 so as to allow counsel to
13 confer with Appellant.
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1 This Motion is made in good faith and not for the purposes of undue delay. I
2 declare under penalty of perjury the factual representations set forth in the
3 foregoing memorandum are true and correct.
4

5
6 DATED this 23rd day of August, 2021.
7

8
9 /s/ Jean Schwartzer
10 JEAN J. SCHWARTZER, ESQ
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AARON FORD, ESQ

ALEXANDER G. CHEN, ESQ.

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