

1 **EXPT**
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Elizabeth A. Brown
Clerk of Supreme Court

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

8 STATE OF NEVADA,
9 Plaintiff,

CASE NO: 82532

10 vs.

11 SEAN MCKENDRICK,
12 Defendant.
13

14 **EX-PARTE MOTION TO EXTEND TIME FOR FILING OF OPENING**
15 **BRIEF**

16 COMES NOW, Appellant, SEAN MCKENDRICK, by and through his attorney
17 of record, THOMAS C. MICHAELIDES, and moves this Honorable Court for its
18 Order granting his Ex-Parte Motion for the following:
19

- 20 1. To extend the time to file the Opening Brief; and
21 2. For other related relief the Court deems just and proper.
22

23 This Motion is based upon all of the pleadings and papers, the following
24 Points and Authorities.

25 DATED this 21st day of September, 2021.
26

27 /s/ Thomas C. Michaelides
28 THOMAS C. MICHAELIDES, ESQ.
Nevada Bar No. 5425
Attorney for Appellant

1 Appellant, SEAN MCKENDRICK, to this point has been self represented.
2 He has just been able to obtain counsel through the help of his family and his
3 opening brief is due in one week. Appellant's counsel needs time to prepare to
4 file a proper opening brief and is requesting a brief extension.
5

6 On motion and upon such terms as are just, the court may relieve a party or
7 his legal representative from a final judgment, order, or proceeding for the
8 following reasons:(1) mistake, inadvertence, surprise, or *excusable*
9 *neglect*;...The motion shall be made within a reasonable time, and ... not more
10 than six (6) months after the judgment, order, or proceeding was entered or
11 taken." In this instant case, counsel feels the excusable neglect of just being able
12 to retain counsel should allow for more time to respond.
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15

16 DATED this 21st day of September, 2021.

17 TCMLAW GROUP

18
19 /s/ 
20 THOMAS C. MICHAELIDES, ESQ.
21 Nevada Bar No. 5425
22 Attorney for Appellant
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