

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

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**KIM BLANDINO,**

Appellant,

vs.

**STATE OF NEVADA,**

Appellee.

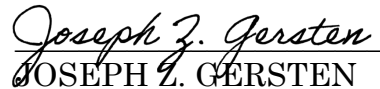
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Nov 17 2022 06:09 PM  
Elizabeth A. Brown  
Clerk of Supreme Court  
Supreme Court No.: 84433  
District Court Case No.: 2022-0147

**MOTION FOR ENLARGEMENT OF TIME**

COMES NOW Appellant KIM BLANDINO, by JOSEPH Z. GERSTEN, ESQ. of THE GERSTEN LAW FIRM PLLC, and moves this Court for an enlargement of time within which to file the Appellant's Opening Brief and Appendix. This motion is based on the following memorandum and declaration of counsel and all papers and pleadings on file herein.

Dated this 17<sup>th</sup> day of November 2022.

Respectfully submitted,

  
JOSEPH Z. GERSTEN

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## **MEMORANDUM**

I, JOSPEH Z. GERSTEN, am a duly licensed attorney in the State of Nevada and am employed by The Gersten Law Firm PLLC. Appellant's Counsel is requesting a minimum 90-day extension of time in which to file his Opening Brief and Appendix under NRAP 26(b)(1)(A) and NRAP 31(b)(3). Appellant's Opening Brief and Appendix are currently due November 18, 2022. This is the Appellant's First request for an extension of time in this case.

This is an Appeal from a jury verdict in the Eight Judicial District Court, Department XII, the Honorable Leavitt, J. presiding.

As this Court is aware, Counsel has previously filed a Motion to Withdraw from representing the Appellant / Defendant in this matter citing an irreparable conflict. This was denied. Subsequently, this Counsel filed a similar motion in the District Court for similar, but even more pronounced conflicts with the Appellant / Defendant. This was denied by Leavitt, J. However, the conflict and inability to effectively communicate with the Appellant / Defendant remain. In fact, the issues remain and have only gotten worse.

As a result, this Counsel simply needs more time to prepare Appellant / Defendant's Opening Brief and Appendix. This Counsel cannot prepare the necessary documents to file in this Court with the current situation. This Counsel implores this Court to grant this enlargement so as to prepare said documents and not embarrass himself, or this Court.

Due to the above described circumstances, the Counsel respectfully requests a minimum additional 90-days, within which to file his Opening Brief.

Counsel has contacted the State, and they have graciously agreed to such enlargement.

This motion is made in good faith and not for purposes of undue delay. The Appellant also notes that the State will not be prejudiced by the extension, as it was a ruling against the Appellant that is the subject of this appeal.

I declare under penalty of perjury that the factual representations set forth in the foregoing memorandum are true and correct.

Dated this 17<sup>th</sup> day of November 2022.

  
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## CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on the 17<sup>th</sup> day of November 2022. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

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BY Joseph Z. Gersten  
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