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

3
4 TOYER EDWARDS,
5 Appellant,
6 vs.
7 STATE OF NEVADA,
8 Respondent.

Electronically Filed
Case No. 82639 Jul 14 2021 10:15 a.m.
Elizabeth A. Brown
Clerk of Supreme Court
**APPELLANT'S MOTION
FOR EXTENSION OF TIME
TO FILE OPENING BRIEF
AND APPENDIX (1st Request)**

9
10 COMES NOW, Christopher R. Oram, Esq., attorney for Appellant TOYER
11 EDWARDS, and moves this Court for an Order granting an extension of time of
12 ninety (90) days from the date the Opening Brief and Appendix are now due, to
13 wit: July 15, 2021, and to extend the time up to and including October 13, 2021,
14 for the filing of the Opening Brief and Appendix. This motion is made and based
15 upon NRAP 27 and 31(a), the Affidavit of Christopher R. Oram, Esq., filed
16 herewith, and the Points and Authorities attached hereto.
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18

19 DATED this 14th day of July, 2021.

20
21 Respectfully submitted,

22 By: /s/ Christopher R. Oram
23 Christopher R. Oram, Esq.
24 Nevada Bar No. 4349
25 Rachael E. Stewart, Esq.
26 Nevada Bar No. 14122
27
28

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **ARGUMENT**

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4 ***Good Cause Exists to Enlarge the Time to File Appellant's Opening Brief and***
5 ***Appendix***

6 Nevada Rules of Appellate Procedure (NRAP) Rule 31(a) provides that an
7 appellant shall serve and file an opening brief within one hundred and twenty (120)
8 days after the appeal is docketed in the Nevada Supreme Court.
9

10 NRAP 26(b)(1)(A) provides in relevant part:

11 For good cause, the court may extend the time prescribed by
12 these Rules or by its order to perform any act, or may permit an
13 act to be done after that time expires.

14 Additionally, NRAP 31(b)(3) provides in relevant part:

15
16 **Motions for Extensions of Time.** A motion for extension
17 of time for filing a brief may be made no later than the due date
18 for the brief and must comply with the provisions of this Rule
and Rule 27.

19 **(A) Contents of Motion.** A motion for extension of
20 time for filing a brief shall include the following:

- 21 (i) The date when the brief is due;
22 (ii) The number of extensions of time previously
granted (including a 14-day telephonic extension), and if
23 extensions were granted, the original date when the brief was
due;
24 (iii) Whether any previous requests for extensions of
time have been denied or denied in part;
25 (iv) The reasons or grounds why an extension is
necessary; and
26 (v) The length of the extension requested and the date
27 on which the brief would become due.
28

1 The Appellant's Opening Brief and Appendix are currently due on July 15,
2 2021. No previous extensions have been requested.
3

4 Good cause exists to extend the time to file the Opening Brief and Appendix
5 in this case. Counsel has been diligently working on the case, but is still in the
6 process of reviewing Appellant's file and prior convictions in order to determine
7 all of the issues on appeal. Appellant received a sentence under the large habitual
8 criminal statute, and this case requires extensive research to determine all of the
9 issues that must be raised. Counsel requests that the Court grant this extension to
10 allow Counsel to review the file and finalize the Opening Brief and Appendix.
11
12

13 Counsel and Appellant request this additional time to address all of the
14 issues before filing the Opening Brief and Appendix. Therefore, good cause exists
15 for this Court to extend the time to file the Appellant's Opening Brief and
16 Appendix by ninety (90) days.
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1 **CONCLUSION**

2 Based on the foregoing, good cause exists to enlarge the time to file the
3 Opening Brief and Appendix. Counsel respectfully requests that this Court grant
4 the requested extension to file the Opening Brief and Appendix by October 13,
5 2021.
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7

8 DATED July 14, 2021.

9 Respectfully submitted,

10 By: /s/ Christopher R. Oram
11 Christopher R. Oram, Esq.
12 Nevada Bar No. 4349
13 Rachael E. Stewart, Esq.
14 Nevada Bar No. 14122
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1 **AFFIDAVIT OF CHRISTOPHER R. ORAM IN SUPPORT OF**
2 **APPELLANT’S MOTION FOR EXTENSION OF TIME TO FILE**
3 **OPENING BRIEF AND APPENDIX**

4 COUNTY OF CLARK }
5 STATE OF NEVADA } ss:

6 Affiant, CHRISTOPHER R. ORAM, ESQ., being duly sworn, deposes, and
7 states as follows:

- 8 1. I am an attorney duly licensed to practice law in the State of Nevada. I am
9 counsel for the Appellant in the above-entitled matter. I have personal
10 knowledge of all matters contained herein and am competent to testify
11 thereto.
12
13 2. Appellant Edwards’ Opening Brief and Appendix are currently due on July
14 15, 2021. This is the first request for an extension of time. The instant case
15 involves serious felony convictions and sentences under the large habitual
16 criminal statute.
17
18 3. This case involves serious crimes, and Appellant is serving time under the
19 large habitual criminal statute. It is necessary that Counsel has adequate time
20 to research and develop Appellant’s issues thoroughly.
21
22 4. Counsel respectfully requests that this Court grant this extension and permit
23 Counsel to file the Opening Brief and Appendix by October 13, 2021.
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25 5. That this motion is made in good faith and not for the purposes of delay.
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1 6. That I affirm under the penalty of perjury, the foregoing is true and correct.

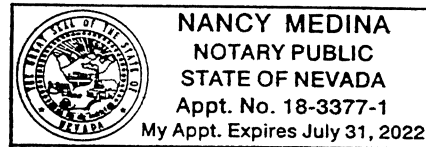
2 FURTHER YOUR AFFIANT SAYETH NAUGHT

3
4 DATED this 14th day of July, 2021.

5 
CHRISTOPHER R. ORAM, ESQ.

6
7 SUBSCRIBED AND SWORN TO before me
8 this 14th day of July, 2021.

9 
10 NOTARY PUBLIC in and for said
11 County and State



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AARON FORD
Nevada Attorney General

STEVEN B. WOLFSON
Clark County District Attorney

CHRISTOPHER R. ORAM
Counsel for Appellant

By: /s/ Nancy Medina
Law Offices of Christopher R. Oram