

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

2 SEAN RODNEY ORTH,

3 Appellant,

4 vs.

5 THE STATE OF NEVADA,

6 Respondent.

Docket No. 85229

Electronically Filed
Aug 14 2023 11:42 PM
Elizabeth A. Brown
Clerk of Supreme Court

7 **APPELLANT'S SECOND AMENDED MOTION FOR EXTENSION OF**
8 **TIME TO FILE OPENING BRIEF AND APPENDIX**
9 **(THIRD REQUEST)**

10 Appellant, SEAN RODNEY ORTH, by and through his attorney, C.
11 BENJAMIN SCROGGINS, ESQ., of THE LAW FIRM OF C. BENJAMIN
12 SCROGGINS, CHTD., hereby amends his Motion to this Honorable Court for an
13 Order extending the time to file the Opening Brief and Appendix in the above-
14 captioned case to request an additional eight hours, up to and including 8:00 a.m.,
15 August 15, 2023. This is an amendment to the THIRD request for an extension of
16 time in this case. This Amended Motion is made and based upon the pleadings and
17 papers on file in this matter, the following Memorandum of Points and Authorities,

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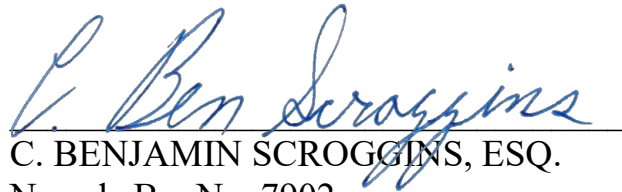
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1 and upon any other argument or evidence the Court may request in considering the
2 Motion.

3 MADE this 14th day of August, 2023.

4 **THE LAW FIRM OF**
5 **C. BENJAMIN SCROGGINS, CHTD.**

6 
7 C. BENJAMIN SCROGGINS, ESQ.

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14 *Attorney for Appellant,*
15 *SEAN RODNEY ORTH*

16 **MEMORANDUM OF POINTS AND AUTHORITIES**

17 Undersigned counsel has made all efforts possible to file Mr. Orth's
18 Opening Brief and Appendix prior to midnight of August 14/15. Unfortunately, as
19 of 11:33 p.m. undersigned counsel is still finalizing the Opening Brief and cannot
20 complete the process of creating the final table of authorities and table of contents
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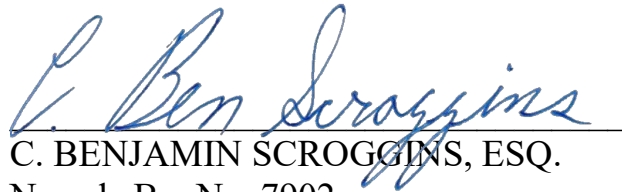
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1 completed prior to midnight. Undersigned counsel intends to continue finalizing
2 the Brief and will be able to file it prior to sunrise on August 15, 2023.

3 MADE this 14th day of August, 2023.

4 **THE LAW FIRM OF**
5 **C. BENJAMIN SCROGGINS, CHTD.**

6 
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11 *Attorney for Appellant,*
12 *SEAN RODNEY ORTH*

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CERTIFIED this 14th day of August, 2023.

By: C. Ben Scroggins
C. BENJAMIN SCROGGINS, ESQ.