

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN LAWRENCE DIXON,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent,

\_\_\_\_\_ /

Electronically Filed  
Docket No. 87091  
Feb 12 2024 08:37 AM  
Elizabeth A. Brown  
Clerk of Supreme Court

**RESPONDENT'S REPLY TO APPELLANT'S OPPOSITION TO RESPONDENT'S  
SECOND MOTION FOR EXTENSION OF TIME IN WHICH  
TO FILE ITS ANSWERING BRIEF**

COMES NOW, Respondent, The State of Nevada, by and through Kevin L. Pasquale, Humboldt County District Attorney, and Anthony R. Gordon, Humboldt County Deputy District Attorney, and files this Reply to Appellant's Opposition to Respondent's Second Motion for Extension of Time in which to File its Answering Brief. This response is based on the following Points and Authorities and all the files and pleadings herein.

*Pursuant to NRS 239B.030, the undersigned hereby affirms this document does not contain the social security number of any person.*

**DATED** this 12th day of February, 2024.

KEVIN L. PASQUALE  
Humboldt County District Attorney

By Anthony R. Gordon  
Anthony R. Gordon  
Deputy District Attorney

## **I: FACTS:**

In the present case, Appellant STEVE LAWRENCE DIXON, was initially convicted by a jury on September 18, 2018, of Arson in the Fourth Degree, a Category D Felony, in violation of *NRS 205.025*, and on November 19, 2018, the District Court entered a Judgment of Conviction where it had sentenced the Appellant to serve a minimum term of twelve (12) months, with a maximum term of thirty-four (34) months in the Nevada Department of Corrections, with credit for time served of twenty-two (22) days. Appellant's conviction was affirmed by this Court and issued its remitter on June 18, 2021. (*See Nevada Supreme Court #77535, filed June 18, 2021*). Appellant filed his Petition for Writ of Habeas Corpus (Post-Conviction) on July 11, 2022, and later his Supplemental Petition for Writ of Habeas Corpus (Post-Conviction) on July 11, 2022, which was denied by the District Court on April 27, 2023, and later on August 4, 2023, Appellant filed his notice of appeal in the District Court. (*See Nevada Supreme Court #89701, filed August 7, 2023*).

## **II: LAW**

In Appellant's *Opposition to Respondent's Second Motion for Extension of Time in which to File its Answering Brief, filed February 6, 2024*, Appellant asserts that the Humboldt County District Attorney has little respect for the rights of Post-Conviction Appellants in general, and that every case is fraught with delay. (*See Opposition to Respondent's Second Motion for Extension of Time in which to File its Answering Brief, filed February 6, 2024, page 2*). Not only is this statement blatantly untrue, but Appellant seems to have forgotten that Respondent, as a government entity law office, has a lot more statutory duties and responsibilities than a private practitioner would, and has acted in good faith every single instance Respondent has asked this Court for any extension in their cases before this Court. Moreover, Respondent's counsel is

personally responsible for ten current Nevada Supreme Court appellate cases, all in various stages, and of which only one has been submitted for decision.

Furthermore, since Appellant has been working remotely due to health issues, the Humboldt County District Attorney's Office has been significantly short staffed for at least a year, and Respondent's counsel during this time has been responsible for all pre-trial written motion work in both Justice Court and District Court, with their corresponding deadlines, which has tripled the volume of work in the last year alone.

Lastly, in the present case, Respondent only asked for a short delay of two weeks, in which to file an extension of time to file Respondent's Answering Brief in the above entitled case, which was due to be filed in this Court on February 5, 2024.

### **III: CONCLUSION**

Respondent hereby moves this Court for a short extension of time to file the Respondent's Answering Brief in the above entitled case, as Respondent's Answering Brief is due to be filed in this Court on February 5, 2024.

*Pursuant to NRS 239B.030, the undersigned hereby affirms this document does not contain the social security number of any person.*

**DATED** this 12th day of February, 2024.

*Anthony R. Gordon*

ANTHONY R. GORDON  
Deputy District Attorney  
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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of the Humboldt County District Attorney's Office, and that on the 12th day of February, 2024, I delivered by the following means at Winnemucca, Nevada, a true copy of the **RESPONDENT'S REPLY TO APPELLANT'S OPPOSITION TO RESPONDENT'S SECOND MOTION FOR EXTENSION OF TIME IN WHICH TO FILE ITS ANSWERING BRIEF** to:

ATTORNEY GENERAL  
100 N. Carson Street  
Carson City, Nevada 89701

KARLA K. BUTKO, ESQ.  
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CLERK OF THE SUPREME COURT  
201 South Carson Street  
Carson City, Nevada, 89701

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*Anthony R. Gordon*  
Employee, Humboldt County  
District Attorney's Office