

IN THE SUPREME COURT OF THE STATE OF NEVADA

DALE EDWARD FLANAGAN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40232

FILED

OCT 07 2005

ORDER GRANTING MOTION

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Shoop*
DEPUTY CLERK

Respondent has filed a motion requesting an extension of time to file the answering brief. Respondent represents that appellant does not oppose the extension. Good cause appearing, we grant the motion. SCR 250(7)(d) (on appeal from a judgment or order resolving an application for a post-conviction relief in a capital case, supreme court may grant an extension of up to 60 days on showing of good cause). Respondent shall have until October 31, 2005, to file and serve the answering brief. Appellant may file a reply brief, if deemed necessary, within 30 days from service of the answering brief. See SCR 250(7)(c) and NRAP 28(c).

It is so ORDERED.

Becker, C.J.

cc: Davis Wright Tremaine LLP
Potter Law Offices
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger