

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARLO THOMAS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40248

FILED

JUN 26 2003

ORDER GRANTING MOTION

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

This is an appeal from an order of the district court denying appellant's post-conviction petition for a writ of habeas corpus in a capital case. On May 12, 2003, this court approved the parties' stipulation granting respondent an extension of time until June 2, 2003, to file the answering brief. On June 19, 2003, respondent filed an untimely motion requesting a second extension of time to file the answering brief. 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 July 2, 2003, to file and serve the answering brief. Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1). See SCR 250(7)(c).

It is so ORDERED.

Q.esti, C.J.

cc: David M. Schieck
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger