

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALFRED P. CENTOFANTI, III,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF CLARK, THE
HONORABLE LEE A. GATES, DISTRICT
JUDGE

Respondent,

and

THE STATE OF NEVADA,

Real Party in Interest.

Case No. 52994

FILED

MAY 22 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *R. Malone*
DEPUTY CLERK

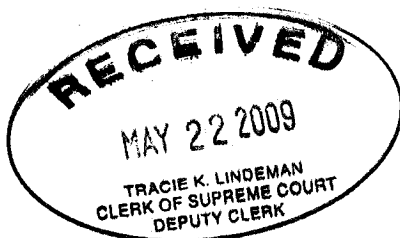
**MOTION TO STRIKE SUPPLEMENTAL
POINTS AND AUTHORITIES**

COMES NOW, the State of Nevada, by DAVID ROGER, District Attorney,
through his deputy, STEVEN S. OWENS, on behalf of the above-named respondent
and submits this Motion to Strike Supplemental Points and Authorities in the above-
captioned case.

Dated this 20th day of May, 2009.

DAVID ROGER

Clark County District Attorney
Nevada Bar # 002781



BY

[Signature of Steven S. Owens]

STEVEN S. OWENS
Chief Deputy District Attorney
Nevada Bar #004352

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Even if NRAP 31(d) were to apply, a supplemental brief “may not raise new points or issues” such as been done by Petitioner in raising judicial estoppel, the timing of the State’s answer below, the employment of Navarro’s husband, and the lack of affirmation below. In reality, it is not a supplement at all, but rather an attempt to reply to the State’s Answer which the rules do not allow.

DAVID ROGER
Clark County District Attorney
Nevada Bar # 002781


STEVEN S. OWENS

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**Carmine Colucci, Esq.
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Judge Lee A. Gates
District Court, Dept. VIII
Regional Justice Center
200 Lewis Avenue
Las Vegas, Nevada 89155

Margie English
Employee, Clark County
District Attorney's Office

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\\APPELLATE\\WPDOCS\\SECRETARY\\MOTIONS\\STRIKE\\CENTOFANTI, ALFRED P. WRIT 52994 MOT STRIKE P-AS.DOC