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Mar 23 2012 02:26 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

Case No. 58562

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COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy, STEVEN S. OWENS, and moves this Court for an enlargement of time of thirty (30) days from March 23, 2012, making said brief due April 23, 2012. This motion is based on the following memorandum and all papers and pleadings on file herein.

Dated this 23rd day of March, 2012.

Respectfully submitted,

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar # 001565

BY */s/ Steven S. Owens*

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

2 I, STEVEN S. OWENS, am the supervising attorney in the above-captioned
3 case. The State is requesting a thirty (30) day extension of time in which to file its
4 Answering Brief under NRAP 31(b)(3). On August 26, 2011 Appellant requested
5 an extension of time to file his Opening Brief. On December 19, 2011 Appellant
6 requested another extension of time to file his Opening Brief. No previous
7 extensions have been granted to the State. As good cause for the extension, the
8 State cites the size of the record and the issues raised in the Opening Brief.

9 This is a direct appeal from a denial of a petition for writ of habeas corpus
10 (post-conviction). Appellant filed his Notice of Appeal on June 13, 2011 and filed
11 his Opening Brief on January 24, 2012. Respondent's Answering Brief is due on
12 or before March 23, 2012.

13 Pursuant to NRAP 26(b), this Court for good cause shown can enlarge the
14 time prescribed by the Nevada Rules of Appellate Procedure for doing any act, or
15 may permit an act to be done after the expiration of such time. In addition, NRAP
16 31 allows for an initial extension of time of up to thirty (30) days upon a showing
17 of good cause.

18 This case involves a record consisting of a sixteen (16) volume appendix—
19 consisting of 3024 pages. The seventy-one (71) page Opening Brief raises
20 approximately seven (7) main issues and multiple sub-issues.

21 The State respectfully moves for an enlargement of time of thirty (30) days,
22 making said brief due on Monday, April 23, 2012. This will give the State
23 sufficient time to thoroughly review and respond fully to the material in
24 Appellant's Opening Brief.

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1 Dated this 23rd day of March, 2012.

2 Respectfully submitted,

3 STEVEN B. WOLFSON
4 Clark County District Attorney
Nevada Bar # 001565

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6
7 BY */s/ Steven S. Owens*

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CATHERINE CORTEZ MASTO
Nevada Attorney General

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STEVEN S. OWENS
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/s/ jennifer garcia
Employee, Clark County
District Attorney's Office

SSO/Melissa Barishman/jg