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7 *Attorneys for Respondents*

8 **IN THE UNITED STATES DISTRICT COURT**
 9 **FOR THE DISTRICT OF NEVADA**

10 CLAY BURGON,
 11
 Petitioner,
 12
 vs.
 13 D.W. NEVEN, *et al.*,
 14
 Respondents.

Case No. 2:14-cv-01128-RFB-CWH

**UNOPPOSED MOTION FOR
 EXTENSION OF TIME TO ANSWER
 REMAINING CLAIMS IN AMENDED
 PETITION FOR WRIT OF HABEAS
 CORPUS (ECF NO. 36)**

(First Request)

17 Respondents hereby request an extension of time of an additional sixty (60) days, up to and
 18 including July 20, 2018, within which to answer the remaining claims in the Amended Petition for Writ
 19 of Habeas Corpus. (ECF No. 36). The current due date to answer is May 21, 2018.

20 This motion is based on the accompanying Declaration of Counsel.

21 DATED this 21st day of May, 2018.

22 ADAM PAUL LAXALT
 Attorney General

24 By: /s/ Heidi Parry Stern
 Heidi Parry Stern (Bar. No. 8873)
 Chief Deputy Attorney General

1 **DECLARATION OF HEIDI PARRY STERN**

2 I, HEIDI PARRY STERN, being first duly sworn under oath, depose and declare as follows:

3 1. That I am an attorney licensed to practice law in the State of Nevada; that I am qualified and
4 admitted to practice before this Court; and that I am employed as a Deputy Attorney General in the
5 Office of the Nevada Attorney General;

6 2. That, pursuant to my duties as a Chief Deputy Attorney General, I have been assigned to
7 represent Respondents in the matter of *Clay Burgon v. D.W. Neven, et al.*, 2:14-cv-01128-RFB-CWH
8 and, as such, have personal knowledge of the matters contained herein;

9 3. That the Answer to the Remaining Claims of the Amended Petition for Writ of Habeas
10 Corpus is due to be filed May 21, 2018.

11 4. This extension is necessary as I have been working to finalize supplemental briefing in
12 the Ninth Circuit in the case of *Marquez v. E.K. McDaniel, et al.*, Case No. 17-15154, which will be
13 argued in front of the Ninth Circuit on June, 6, 2018. I have also been preparing, and will be filing next
14 week, an Answering Brief in the Ninth Circuit in the capital case of *Bolin v. Renee Baker, et al.*, Case
15 No. 15-99004.

16 5. Respondents request 60 days to file their reply, up to and including July 20, 2018.

17 6. I have contacted opposing counsel, and she has no objection to this request for
18 extension.

19 7. This is Respondents' first motion for enlargement of time to answer the remaining
20 claims in the amended petition.


21 8. This Motion for enlargement of time is made in good faith and not for the purpose of
22 delay.

23 DATED this 21st day of May, 2018.

24 APPROVED:

/s/ Heidi Parry Stern
Heidi Parry Stern

25 DATED this 22nd day of May, 2018.

26
27 
28 RICHARD F. BOULWARE, II
United States District Judge

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I electronically filed the foregoing *Unopposed Motion for Extension of*
3 *Time to Answer Remaining Claims in Amended Petition for Writ of Habeas Corpus* with the Clerk of
4 the Court by using the CM/ECF system on the 21st day of May, 2018.

5 Participants in the case who are registered CM/ECF users will be served by the CM/ECF
6 system.

7 Kimberly Sandberg
8 Assistant Federal Public Defender
9 411 E. Bonneville, Ste. 250
Las Vegas, NV 89101

10
11 /s/ K. Plett
An employee of the Office of the Attorney General