

1 Rene L. Valladares
 Federal Public Defender
 2 Nevada State Bar No. 11479
 3 *Kimberly Sandberg
 Assistant Federal Public Defender
 4 New York State Bar No. 5152863
 411 E. Bonneville Ave., Ste. 250
 5 Las Vegas, Nevada 89101
 (702) 388-6577
 6 Kimberly_Sandberg@fd.org

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 8 *Attorney for Petitioner Clay Burgon

9
 10 UNITED STATES DISTRICT COURT
 11 DISTRICT OF NEVADA

12 Clay Burgon,
 13 Petitioner,
 14 v.
 15 D.W. Neven, *et al.*,
 16 Respondents.

Case No. 2:14-cv-01128-RFB-CWH
**Unopposed motion for extension of
 time to file a reply to answer.
 (First Request)**

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1 Petitioner Clay Burgon moves this Court for the entry of an order extending
2 the time within which he must file a reply to answer by 60 days from January 17,
3 2019 to and including March 18, 2019. The state, by Deputy Attorney General Ashley
4 Balducci, does not object to this request.

5 This is Burgon's first request for an extension of time. This motion is not filed
6 for the purposes of delay but in the interests of justice, as well as in the interests of
7 Burgon.

8 Counsel's schedule and circumstances beyond her control have precluded her
9 from meeting the current deadline of January 17, 2019. Counsel filed two oppositions
10 to motions to dismiss last week and will file an amended petition and another
11 opposition to motion to dismiss next week. Counsel is preparing for an evidentiary
12 hearing in the Eighth Judicial District Court, which requires travel to Idaho in
13 February. Counsel is also preparing for oral argument at the Ninth Circuit, which is
14 also in February and requires travel. Counsel is drafting an opening brief to the
15 Nevada Supreme Court. Counsel was assigned two new cases recently.

16 For these reasons, counsel respectfully asks this Court to grant Burgon's
17 request to extend the time for filing reply to answer by 60 days until March 18, 2019.
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1 Dated January 16, 2019.

2 Respectfully submitted,

3 RENE L. VALLADARES
4 Federal Public Defender

5 */s/ Kimberly Sandberg*
6 Kimberly Sandberg
7 Assistant Federal Public Defender

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9 IT IS SO ORDERED:

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11 _____
12 RICHARD F. BOULWARE, II
13 UNITED STATES DISTRICT JUDGE

14 DATED this 17th day of January, 2019.
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on January 16, 2019, I electronically filed the foregoing
3 with the Clerk of the Court for the United States District Court, District of Nevada
4 by using the CM/ECF system.

5 Participants in the case who are registered CM/ECF users will be served by
6 the CM/ECF system and include: Ashley Balducci.

7 I further certify that some of the participants in the case are not registered
8 CM/ECF users. I have mailed the foregoing by First-Class Mail, postage pre-paid, or
9 have dispatched it to a third party commercial carrier for delivery within three
10 calendar days, to the following non-CM/ECF participants:

11 Clay Burgon
12 No. 87633
13 High Desert State Prison
14 PO Box 650
Indian Springs, NV 89070

15 /s/ Jessica Pillsbury
16 An Employee of the
17 Federal Public Defender
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