

1 RENE L. VALLADARES
 Federal Public Defender
 2 Nevada State Bar No. 11479
 3 ARMILLA STALEY-NGOMO
 Assistant Federal Public Defender
 4 California State Bar No. 259686
 411 E. Bonneville, Ste. 250
 5 Las Vegas, Nevada 89101
 (702) 388-6577
 6 (702) 388-5819 (fax)
 7 Armilla_Staley-Ngomo@fd.org

8 Attorney for Petitioner KAREN BODDEN

9 UNITED STATES DISTRICT COURT
 10 DISTRICT OF NEVADA

12 KAREN BODDEN,
 13 Petitioner,
 14 v.
 15 JO GENTRY, et al.
 16 Respondents.

Case No. 2:14-cv-01968-RFB-NJK

**UNOPPOSED MOTION FOR AN
 ENLARGMENT OF TIME IN WHICH
 TO FILE OPPOSITION TO MOTION
 TO DISMISS**

(Third Request)

18 Petitioner, Karen Bodden, by and through the Office of the Federal Public
 19 Defender, moves this Court for an enlargement of time of thirty (30) days in which to
 20 file the Opposition to the Motion to Dismiss. This motion is based upon the attached
 21 declaration of counsel and all pleadings and papers on file herein.

22 DATED this 24th day of March, 2017.

23 Respectfully submitted,
 24 RENE L. VALLADARES
 25 Federal Public Defender

26 /s/ Armilla Staley-Ngomo
 ARMILLA STALEY-NGOMO
 Assistant Federal Public Defender

1 petitions. All of my other pre-petition matters currently have deadlines within the
2 next three months—on or about June of 2017. I therefore require additional time to
3 effectively and thoroughly represent Ms. Bodden—a petitioner whom defense counsel
4 believes is innocent and has been wrongfully convicted. More specifically, I require
5 additional time to review the case file, conduct additional research and investigation,
6 visit Ms. Bodden at the Florence McClure Women’s Correctional Center, and prepare
7 the opposition to the motion to dismiss. This motion is not filed for the purposes of
8 delay, but in the interests of justice, as well as in the interests of Ms. Bodden. Nev.
9 R. Prof. Conduct 1.1.

10 6. On March 22, 2017, I contacted Deputy Attorney General Matthew
11 Johnson via email regarding this request, and was advised that he is not opposed to
12 this request for an enlargement of time. However, his lack of objection should not be
13 construed as a waiver of any procedural defenses, as a concession that any amended
14 petition will be considered timely filed, or as a basis for equitable tolling.

15 7. For the reasons stated above, as well as the files and records in this case,
16 I ask this Court to grant my request for an extension of time of thirty (30) days, and
17 order that the opposition to the motion to dismiss be filed on or before April 30, 2017.

18 I declare under the penalty of perjury that the foregoing is true and correct.

19 DATED this 24th day of March, 2017.

20 IT IS SO ORDERED:

21 

22 _____
23 RICHARD F. BOULWARE, II
24 United States District Judge

25 DATED this 28th day of March, 2017.

26 Respectfully submitted,
RENE L. VALLADARES
Federal Public Defender

/s/ Armilla Staley-Ngomo
ARMILLA STALEY-NGOMO
Assistant Federal Public Defender

1 **CERTIFICATE OF SERVICE**

2 In accordance with the Rules of Civil Procedure, the undersigned hereby
3 certifies that on this 24th day of March, 2017 a true and correct copy of the foregoing
4 was filed electronically with the United States District Court. Electronic service of
5 the foregoing document shall be made in accordance with the master service list as
6 follows:

7 Matthew S. Johnson
8 Deputy Attorney General
9 100 North Carson Street
Carson City, NV 89701

10 */s/ Jessica Pillsbury*
11 An Employee of the
12 Federal Public Defender,
13 District of Nevada
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