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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

GLADYS PEREZ,

Petitioner,

v.

STATE OF NEVADA,

Respondents.

Case No. 2:14-CV-02087-APG-PAL

**Unopposed Motion for Extension of
Time to File Reply in Support of
Motion to Substitute Respondents
(First Request)**

ORDER

1 **Points and Authorities**

2 Petitioner Gladys Perez respectfully asks this Court to enter an Order
3 extending her deadline to file a Reply in support of her Rule 25 Motion to Substitute
4 Respondents by seven days until February 26, 2019. The respondents do not oppose
5 this request.

6 Perez filed her counseled, amended petition on June 13, 2018,¹ and the state
7 moved to dismiss it on January 25, 2019.² Perez filed a Rule 25 Motion to Substitute
8 Respondents on January 28, 2019.³ The state opposed it on February 11, 2019,⁴
9 making Perez’s Reply due February 19, 2019.⁵

10 Undersigned counsel was out of the office on February 13 and 14 to argue
11 *Hanson v. Baker*, in the Ninth Circuit. This Court previously granted Mr. Hanson’s
12 petition based on a due process violation after finding he met the *Schlup* actual
13 innocence standard. The Warden appealed. In light of Mr. Hanson’s innocence,
14 counsel spent considerable time preparing for the argument. Counsel returned to
15 the office February 15, but will be out of the office on February 18 and part of
16 February 19, 2019.

17 The additional period of time is necessary in order to effectively and
18 thoroughly represent Perez. This motion is not filed for the purposes of delay but in
19 the interests of justice, as well as in the interests of Perez.

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25 ¹ ECF No. 27.

26 ² ECF No. 34.

³ ECF No. 40.

⁴ ECF No. 84.

⁵ *See* LR 7-2(b) (providing seven days to file a reply after service of the response).

1 On February 15, 2019, counsel e-mailed Deputy Attorney General Ashely A.
2 Balducci regarding her requested extension. She responded yesterday that she does
3 not object to this request.


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5 Dated February 19, 2019.

6 Respectfully submitted,

7 RENE L. VALLADARES
8 Federal Public Defender

9 /s/Amelia L. Bizzaro
10 AMELIA L. BIZZARO
11 Assistant Federal Public Defender

12 IT IS SO ORDERED:

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15 ANDREW P. GORDON
16 UNITED STATES DISTRICT JUDGE
17 Dated: February 20, 2019.
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