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RENE L. VALLADARES  
Federal Public Defender  
Nevada State Bar No. 11479  
JEREMY C. BARON  
Assistant Federal Public Defender  
District of Columbia Bar No. 1021801  
411 E. Bonneville Ave. Suite 250  
Las Vegas, Nevada 89101  
(702) 388-6577  
(702) 388-6419 (fax)  
jeremy\_baron@fd.org

Attorneys for Petitioner Ruben P. Perez

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

RUBEN P. PEREZ,  
  
Petitioner,  
  
v.  
  
JO GENTRY, et al.,  
  
Respondents.

Case No. 2:16-cv-00830-RFB-GWF  
  
**UNOPPOSED MOTION FOR  
EXTENSION OF TIME IN WHICH TO  
FILE OPPOSITION TO THE  
RESPONDENTS' MOTION TO  
DISMISS**  
  
**(Second Request)**

Petitioner Ruben P. Perez respectfully moves this Court for an extension of time of sixty (60) days, from April 27, 2018, to and including June 26, 2018, in which to file an opposition to the respondents' motion to dismiss.



1 No. 17-164889 (9th Cir.); an amended petition filed on April 2, 2018, in *Guzman v.*  
2 *Filson*, Case No. 3:17-cv-00515-HDM-VPC (D. Nev.); a reply in support of a petition  
3 for genetic marker analysis filed on April 23, 2018, and an opposition to a motion to  
4 dismiss filed on April 26, 2018, in *Castillo v. Baker*, Case No. CR05-0560 (Nev. Second  
5 Judicial Dist. Ct.); and a motion for stay and abeyance filed on April 26, 2018, in  
6 *Rosales v. Byrne*, Case No. 3:16-cv-00003-RCJ-WGC (D. Nev.).

7 6. Undersigned counsel has many additional professional obligations in  
8 the coming weeks, including, among others, a second amended petition due on April  
9 30, 2018, in *Barragan v. Filson*, Case No. 3:17-cv-00453-LRH-VPC (D. Nev.); an  
10 amended petition due on April 30, 2018, in *Esquivel v. Williams*, Case No. 2:17-cv-  
11 02227-RFB-PAL (D. Nev.); an amended petition due on April 30, 2018, in *Elliott v.*  
12 *McDaniel*, Case No. 3:11-cv-00041-MMD-VPC (D. Nev.); an amended petition due on  
13 May 7, 2018, in *Delapinia v. Williams*, Case No. 2:17-cv-02376-MMD-CWH (D. Nev.);  
14 an amended petition due on May 19, 2018, in *Burch v. Baker*, Case No. 2:17-cv-00656-  
15 MMD-VCF (D. Nev.); an opening brief due on May 21, 2018, in *Mercado v. State*, Case  
16 No. 74513 (Nev. Sup. Ct.); and an amended petition due on May 30, 2018, in *Howard*  
17 *v. Wickham*, Case No. 3:16-cv-00665-HDM-VPC (D. Nev.).

18 7. Therefore, undersigned counsel seeks an additional sixty (60) days, up  
19 to and including June 26, 2018, in which to file the opposition to the respondents'  
20 motion to dismiss. This is undersigned counsel's second request for an extension of  
21 time in which to file Mr. Perez's opposition.

22 8. On April 26, 2018, undersigned counsel contacted Deputy Attorney  
23 General Natasha M. Gebrael and informed her of this request for an extension of  
24 time. As a matter of professional courtesy, Ms. Gebrael had no objection to the  
25 request. Ms. Gebrael's lack of objection should not be considered as a waiver of any  
26

1 procedural defenses or statute of limitations challenges, or construed as agreeing  
2 with the accuracy of the representations in this motion.

3 9. This motion is not filed for the purpose of delay, but in the interests of  
4 justice, as well as in the interest of Mr. Perez. Counsel for Mr. Perez respectfully  
5 requests that this Court grant this motion and order Mr. Perez to file the opposition  
6 to the respondents' motion to dismiss no later than June 26, 2018.

7  
8 DATED this 27th day of April, 2018.

9 Respectfully submitted,  
10 RENE L. VALLADARES  
11 Federal Public Defender

12 */s/Jeremy C. Baron*  
13 JEREMY C. BARON  
14 Assistant Federal Public Defender

15  
16 IT IS SO ORDERED:

17  
18   
19 RICHARD F. BOULWARE, II  
United States District Judge

20 Dated: April 30, 2018.

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on April 27, 2018, I electronically filed the foregoing with  
3 the Clerk of the Court for the United States District Court, District of Nevada by  
4 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: Natasha M. Gebrael.

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 Ruben P. Perez  
12 No. 61761  
13 Southern Desert Correctional Center  
14 PO Box 208  
15 Indian Springs, NV 89070

16 */s/ Jessica Pillsbury*  
17 \_\_\_\_\_  
18 An Employee of the  
19 Federal Public Defender  
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