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9
 10 UNITED STATES DISTRICT COURT
 11 DISTRICT OF NEVADA

12 Richard Lee Carmichael,
 13 Petitioner,
 14 v.
 15 Joe Gentry, et al.,
 16 Respondents.

Case No. 2:16-cv-01142-RFB-GWF
**Unopposed motion for extension of
 time in which to file opposition to
 the State's motion to dismiss**
(Third request)

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 18 Richard Lee Carmichael respectfully moves this Court for an extension of time
 19 of thirty (30) days, from June 24, 2019, to and including July 24, 2019, in which to
 20 file an opposition to the State's motion to dismiss.
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1 CBC (D. Nev.); second-chairing an en banc oral argument held in San Francisco, Cal-
2 ifornia, on June 19, 2019, in *Ross v. Williams*, Case No. 16-16533 (9th Cir.); and an
3 opposition to a motion to dismiss filed on June 21, 2019, in *Murray v. Thomas*, Case
4 No. A-19-794603-W (Nev. Eighth Jud. Dist. Ct.).

5 5. Undersigned counsel has many additional professional obligations in
6 the coming weeks, including, among others, an opposition to a motion to dismiss due
7 on June 25, 2019, in *Patterson v. Gentry*, Case No. 2:17-cv-02131-JCM-GWF (D. Nev.);
8 an opening brief due on June 27, 2019, in *Gutierrez v. Williams*, Case No. 78205 (Nev.
9 Sup. Ct.); an opposition to a motion to dismiss due on or about June 27, 2019, in
10 *Palmer v. Gittere*, Case No. A-19-794605-W (Nev. Eighth Jud. Dist. Ct.); an opposition
11 to a motion to dismiss due on or about June 27, 2019, in *Cortinas v. Dzurenda*, Case
12 No. A-19-794687-W (Nev. Eighth Jud. Dist. Ct.); an opposition to a motion to dismiss
13 due on or about June 28, 2019, in *Guzman v. Gittere*, Case No. A-19-794600-W (Nev.
14 Eighth Jud. Dist. Ct.); a reply on the merits due on July 8, 2019, in *Howard v. Wick-*
15 *ham*, Case No. 3:16-cv-00665-HDM-CBC (D. Nev.); an oral argument scheduled on
16 July 17, 2019, in *Bynoe v. Baca*, Case No. 17-17012 (9th Cir.); an opposition to a mo-
17 tion to dismiss due on July 22, 2019, in *Richard v. Gentry*, Case No. 2:18-cv-00181-
18 KJD-NJK (D. Nev.); and a reply on the merits due on August 7, 2019, in *Bradford v.*
19 *Filson*, Case No. 2:13-cv-01784-RFB-GWF (D. Nev.).

20 6. Therefore, counsel seeks an additional thirty (30) days, up to and includ-
21 ing July 24, 2019, in which to file the opposition to the motion to dismiss. This is
22 undersigned counsel's third request for an extension of time in which to file the oppo-
23 sition to the motion to dismiss.

24 7. On June 21, 2019, counsel contacted Senior Deputy Attorney General
25 Michael J. Bongard and informed him of this request for an extension of time. As a
26 matter of professional courtesy, Mr. Bongard had no objection to the request. Mr.
27 Bongard's lack of objection should not be considered as a waiver of any procedural

1 defenses or statute of limitations challenges, or construed as agreeing with the accu-
2 racy of the representations in this motion.

3 8. This motion is not filed for the purposes of delay, but in the interests of
4 justice, as well as in the interest of Mr. Carmichael. Counsel for Mr. Carmichael
5 respectfully requests this Court grant the motion and order Mr. Carmichael to file
6 the opposition to the motion to dismiss no later than July 24, 2019.


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8 Dated June 24, 2019.

9 Respectfully submitted,

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11 Rene L. Valladares
12 Federal Public Defender

13 /s/ Jeremy C. Baron
14 Jeremy C. Baron
15 Assistant Federal Public Defender

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18 IT IS SO ORDERED:

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21 RICHARD F. BOULWARE, II
22 UNITED STATES DISTRICT JUDGE

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26 DATED this 25th day of June, 2019
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