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9
 10 UNITED STATES DISTRICT COURT
 11 DISTRICT OF NEVADA

12 Lafayette D. Holmes, Jr.,
 13 Petitioner,
 14 v.
 15 Joe Gentry, *et al.*,
 16 Respondents.

Case No. 2:17-cv-01980-RFB-GWF
**Unopposed motion to extend time
 to file second amended petition
 (Third request)**

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 19 Mr. Holmes respectfully requests an extension of 20 days, up to and including
 20 Thursday, June 20, 2019, to file his second amended petition. Respondents do not
 21 oppose.
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1 **POINTS AND AUTHORITIES**

2 Holmes’s current deadline to file the amended petition is May 31, 2019.¹ Mr.
3 Holmes’s counsel requires an additional, brief extension time to effectively
4 represent Mr. Holmes and file an amended petition on his behalf.

5 Since Holmes’s last request for an extension, the demands of other cases have
6 prevented his counsel from meeting the current deadline. *See, e.g., Vincent v.*
7 *Williams*, No. 17-16992, ECF No. 40 (9th Cir. April 19, 2019) (oral argument); *Ross*
8 *v. Neven*, No. 2:13-cv-01562-JCM-CWH, ECF No. 71 (D. Nev. April 29, 2019)
9 (response in opposition to motion to dismiss); *Brown v. Baker*, No. 3:17-cv-00687-
10 MMD-WGC, ECF No. 31 (D. Nev. May 3, 2019) (response in opposition to motion to
11 dismiss); *Cardenas v. Baker*, No. PC-5364 (5th Jud. Dist. Ct. Nev. May 10, 2019)
12 (state-court petition for writ of habeas corpus); *Morales v. Baker*, No. A-19-794622-
13 W (8th Jud. Dist. Ct. Nev. May 10, 2019) (state-court petition for writ of habeas
14 corpus); *Flores v. Williams*, No. A-19-794716-W (8th Jud. Dist. Ct. Nev. May 13,
15 2019) (state-court petition for writ of habeas corpus); *Morales v. Baker*, No. 2:18-cv-
16 00583-GMN-CWH, EF No. 20 (D. Nev. May 15, 2019) (motion to stay).

17 Next, on May 15 and 17, 2019, counsel was in a courtroom-skills training. On
18 May 23, 2019, counsel was in court all day for arrest duty. As a result of unexpected
19 issues arising from this arrest duty, counsel has been drafting a detention appeal in
20 *United States v. O’Hare*, No. 2:04-cr-00451-KJD-LRL (D. Nev.), which has a 14-day
21 deadline and is due by June 6, 2019.²

22 Finally, on May 24–25, 2019, counsel was out of town for work, traveling to
23 northern Nevada to meet with several clients in prison.

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¹ ECF No. 21.

27 ² *See* LR IB 3-5.

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CERTIFICATE OF SERVICE

I hereby certify that on May 31, 2019, I electronically filed the foregoing with the Clerk of the Court for the United States District Court, District of Nevada by using the CM/ECF system.

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system and include: Sheryl Serreze.

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

Lafayette D. Holmes
#1035895
Ely State Prison
PO Box 1989
Ely, NV 89301

/s/ Arielle Blanck
An Employee of the
Federal Public Defender