Torrez-Mejia v. I		Doc. 36	
	Case 2:18-cv-00681-RFB-VCF Docume	ent 36 Flied 10/11/20 Page 1 of 4	
1 2 3	AARON D. FORD Attorney General GERRI LYNN HARDCASTLE (Bar No. 13142) Deputy Attorney General State of Nevada Office of the Attorney General		
4	100 North Carson Street Carson City, Nevada 89701-4717		
5	Telephone: (775) 684-1215 Fax: (775) 684-1108 GHardcastle@ag.nv.gov Attorney for Respondent		
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7			
8	UNITED STATES DISTRICT COURT		
9	DISTRICT OF NEVADA		
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11	VICTOR TORRES-MEJIA,	Case No. 2:18-cv-00681-RFB-VCF	
12	Petitioner,	<b>RESPONDENTS' MOTION FOR ENLARGEMENT OF TIME TO RESPOND</b>	
13	vs.	TO PETITION FOR WRIT OF HABEAS CORPUS (FOURTH REQUEST)	
14	JERRY HOWELL, et al.,		
15	Respondent.		
16	Respondents, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada,		
17	and Gerri Lynn Hardcastle, Deputy Attorney General, move this Court for a two- (2) week enlargement		
18	of time, or up to and including Friday, October 23, 2020, to file and serve their response to the petition		
19	for writ of habeas corpus of Petitioner, Victor Torrez-Mejia (Torrez-Mejia).		
20	This motion is based on the provisions of Rule 6(b) of the Federal Rules of Civil Procedure and		
21	the attached Declaration of Counsel, as well as all other pleadings and materials on file herein.		
22	This is Respondents' fourth request for an enlargement of time to respond to Torrez-Mejia's		
23	petition. Respondents make this motion in good faith and not for the purpose of unnecessary delay.		
24	RESPECTFULLY SUBMITTED this 9th day of October, 2020.		
25		RON D. FORD orney General	
26			
27	By:	/s/ Gerri Lynn Hardcastle GERRI LYNN HARDCASTLE (Bar No. 13142) Deputy Attorney General	
28		Deputy Attorney General	
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		Dockets.Justia.com	

	Case 2:18-cv-00681-RFB-VCF Documen	t 36 Filed 10/11/20	Page 2 of 4		
1 2 3 4 5 6 7 8	AARON D. FORD Attorney General GERRI LYNN HARDCASTLE (Bar No. 13142) Deputy Attorney General State of Nevada Office of the Attorney General 100 North Carson Street Carson City, Nevada 89701-4717 Telephone: (775) 684-1215 Fax: (775) 684-1108 GHardcastle@ag.nv.gov Attorney for Respondent	DISTRICT COURT			
9	DISTRICT OF NEVADA				
10					
11	VICTOR TORRES-MEJIA,	Case No. 2:18	-cv-00681-RFB-VCF		
12	Petitioner,	DECI ARAT	ION OF COUNSEL		
13	vs.	DECLARAT	ION OF COURSEL		
14	JERRY HOWELL, et al.,				
15	Respondent.				
16	I, Gerri Lynn Hardcastle, hereby state, based on personal knowledge and/or information and				
17	belief, that the assertions in this declaration are true:				
18	1. I am a Deputy Attorney General of the Post-Conviction Division of the Nevada Attorney				
19	General's Office, and I make this declaration in support of Respondents' motion for enlargement of				
20	time to respond to Torrez-Mejia's second amended petition for writ of habeas corpus (fourth request).				
21	2. By this motion, I am requesting a two- (2-) week enlargement of time, or up to and				
22	including Friday, October 23, 2020, to respond to Torrez-Mejia's petition.				
23	3. When I requested a one- (1-) week	a enlargement of time	on October 2, 2020 (ECF No.		
24	33), I was overly-optimistic in the amount of time I would need to complete this task and others.				
25	Consequently, I am unable to file Respondents' response by the close of business today, as I thought I				
26	would. I am requesting two (2) additional weeks to complete the response in an abundance of caution				
27	and to prevent any further expenditure of this Court's and opposing counsel's resources with short				
28	motions for enlargement of time.				

	Case 2:18-cv-00681-RFB-VCF Document 36 Filed 10/11/20 Page 3 of 4		
1	4. I contacted Ron Sung, the Assistant Federal Public Defender representing Torrez-Mejia,		
2	and he does not oppose this enlargement of time.		
3	5. I am moving for this enlargement of time in good faith and not for the purpose of unduly		
4	delaying the ultimate disposition of this case.		
5	6. Pursuant to 28 U.S.C. § 1746, I hereby certify, under penalty of perjury, that the		
6	foregoing is true and correct.		
7	EXECUTED this 9th day of October, 2020. By:/s/ Gerri Lynn Hardcastle GERRI LYNN HARDCASTLE		
8	GERRI LI NN HARDCASILE		
9			
10	IT IS SO ORDERED:		
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13	RICHARD F. BOULWARE, II		
14	UNITED STATES DISTRICT JUDGE		
15	DATED this 11th day of October. 2020.		
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	Case 2:18-cv-00681-RFB-VCF Document 36 Filed 10/11/20 Page 4 of 4
1	CERTIFICATE OF SERVICE
2	I certify that I am an employee of the Office of the Attorney General and that on this 9th day of
3	October, 2020, I served a copy of the foregoing RESPONDENTS' MOTION FOR
4	ENLARGEMENT OF TIME TO RESPOND TO PETITION FOR WRIT OF HABEAS
5	<b>CORPUS (FOURTH REQUEST),</b> by U.S. District Court CM/ECF electronic filing to:
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7	Ron Sung Assistant Federal Public Defender
8 9	744 E. Bonneville Ave. Ste. 250 Las Vegas, Nevada 89101
10	/s/ Lisa M. Clark
10	/5/ Lisa Wi. Clark
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