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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MICHAEL BRUCE BYNOE,

Petitioner,

vs.

PERRY RUSSELL, WARDEN, *et al.*,

Respondent(s).

Case No. 3:07-cv-00009-LRH-CLB

**UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME TO FILE
RESPONSE TO SECOND AMENDED
PETITION (ECF NO. 98)**

(SECOND REQUEST)

Respondents move this Court for an enlargement of time of 30 days from the current due date of June 17, 2022, up to and including July 18, 2022,¹ in which to file their Response to Petitioner Michael Bruce Bynoe’s Second Amended Petition for Writ of Habeas Corpus (ECF No. 98). This Motion is made pursuant to Fed. R. Civ. P. 6(b) and Rule 6-1 of the Local Rules of Practice and is based upon the attached declaration of counsel. This is the second enlargement of time sought by Respondents, and the request is brought in good faith and not for the purpose of delay.

DATED: June 17, 2022.

Submitted by:

AARON D. FORD
Attorney General

By: /s/ Jaimie Stilz
Jaimie Stilz (Bar. No. 13772)
Deputy Attorney General

¹ 30 days from June 17 is Sunday, July 17. Since due dates falling on weekend days are moved to the following business day, the due date would be moved to Monday, July 18.

1 DECLARATION OF JAIMIE STILZ

2 STATE OF NEVADA)
3 COUNTY OF CLARK) ss:

4 I, JAIMIE STILZ, being first duly sworn under oath, depose and state as follows:

5 1. I am an attorney licensed to practice law in all courts within the State of Nevada, and am
6 employed as a Deputy Attorney General in the Office of the Nevada Attorney General. I am assigned to
7 represent Respondents in *Michael Bruce Bynoe v. Perry Russell, Warden, et al.*, Case No. 3:07-cv-00009-
8 LRH-CLB, and as such, have personal knowledge of the matters contained herein.

9 2. This is my second request for an extension to file the Response to the Second Amended
10 Petition (ECF No. 98), and this Motion is made in good faith and not for the purpose of delay.

11 3. The Response to the Second Amended Petition is currently due on June 17, 2022.

12 4. I am unable with due diligence to timely complete the Response herein. My office just
13 obtained the supplemental portion of the state court record two days ago; I am still in the process of now
14 reviewing said materials, which documents are critical to completing the Response. Additionally, I am
15 still attempting to manage significant on-going personal/medical issues. I have been diligently striving
16 to resolve and/or work around these issues but they have significantly impacted my ability to complete
17 the Response in a timely fashion, thus necessitating an extension.

18 5. In seeking this extension, I am taking into consideration additional obligations and
19 deadlines for both myself and my supervising senior colleague.

20 6. I have spoken to counsel for Bynoe, and he does not oppose this request.

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7. Based on the foregoing, I respectfully request an enlargement of time of 30 days, up to and including July 18, 2022, to file the Response to the Second Amended Petition (ECF No. 98).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 17th day of June, 2022.

/s/ Jaimie Stilz
Jaimie Stilz (Bar No. 13772)
Deputy Attorney General

IT IS SO ORDERED:



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE

Dated: **June 23, 2022.**