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9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 TIMMY JOHN WEBER,  
12 Petitioner,  
13 vs.  
14 WILLIAM GITTERE, *et al.*,  
15 Respondents.  
16

Case No. 3:11-cv-00104-RFB-WGC

**UNOPPOSED MOTION FOR  
ENLARGEMENT OF TIME TO FILE  
RESPONSE TO THIRD AMENDED  
PETITION (ECF NO. 79)**

**(FIRST REQUEST)**

**(DEATH PENALTY)**

17 Respondents move this Court for an enlargement of time of sixty (60) days from the current due  
18 date of October 1, 2021, up to an including November 30, 2021, in which to file their Response to Timmy  
19 John Weber's Third Amended Petition for Writ of Habeas Corpus (ECF No. 79). This Motion is made  
20 pursuant to FED. R. CIV. P. 6(b) and Rule 6-1 of the Local Rules of Practice and is based upon the attached  
21 declaration of counsel. This is the first enlargement of time sought by Respondents to file the response  
22 to the Third Amended Petition, and the request is brought in good faith and not for the purpose of delay.

23 DATED: October 1, 2021.

24 Submitted by:

25 AARON D. FORD  
Attorney General

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27 By: /s/ Erica Berrett  
Erica F. Berrett (Bar. No. 13826)  
Deputy Attorney General  
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I electronically filed the foregoing *Unopposed Motion For Enlargement Of*  
3 *Time To File Response To Third Amended Petition (ECF No. 79) (First Request)* with the Clerk of the  
4 Court by using the CM/ECF system on October 1, 2021.

5 The following participants in this case are registered CM/ECF users and will be serve by the  
6 CM/ECF system:

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8 Jocelyn S. Murphy  
9 Office of the Federal Public Defender  
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11 /s/ M. Landreth  
12 An employee of the Office of the Attorney General