

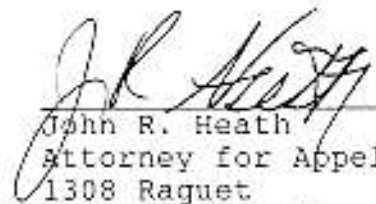
was due on August 10th, 1997. Appellant respectfully requests this Honorable Court to grant an extension of time to file the Appellant's Brief for an additional period of time, minimum being forty-five (45) days from the deadline of August 10th, 1997.

v.

That the facts relied upon to reasonably explain the need for extension are as follows:

Appellant's counsel has been, and currently remains, under a physician's care for severe physical and mental stress. Counsel's physician, Dr. Marsha Spalding, 4848 NE Stallings Drive, Nacogdoches, TX 75961, presently has Appellant's counsel on medical leave until such time as his health is recovered. This date is as yet undetermined.

WHEREFORE, PREMISES CONSIDERED, the appellant respectfully prays that this Honorable Court extend the time for filing the Appellant's Brief in this cause for a period of time being forty-five (45) days from the deadline of August 10th, 1997.




John R. Heath
Attorney for Appellant
1308 Raguet
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(409) 564-8744
Bar Card # 09348000

RECEIVED
JUL 15 1997
P.O. Box 310
Nacogdoches, TX 75961

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing was mailed, postage prepaid, to Carol Anne Flores,

Clerk, Ninth Court of Appeals, Beaumont, Texas and the District Attorney of Angelina County, Texas on this the 4th day of August, 1997.




John R. Heath
Attorney for Appellant

VERIFICATION

BEFORE ME, the undersigned authority, personally appeared John Heath and stated as follows:


"My name is John Heath. I am the attorney for the Appellant, Desiree Shaw."

"I have read the foregoing Motion for Extension of time to file Brief and all matters contained therein are to my knowledge true and correct."

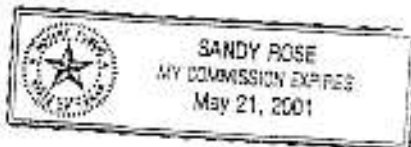


JOHN R. HEATH
Attorney for Appellant

Subscribed and sworn to before me, a Notary Public, on the 4th day of August, 1997.



Notary Public in and for
the State of Texas



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was due on September 24, 1997. Appellant respectfully requests this Honorable Court to grant an extension of time to file the Appellant's Brief for an additional period of time, being thirty (30) days from the deadline of September 24th, 1997.


V.

That the facts relied upon to reasonably explain the need for extension are as follows:

Appellant's counsel had requested the first extension of time to file brief in the above referenced cause due to an extended illness. Counsel has since returned to work, but has had an exceptionally large amount of work to be done, including another brief, to catch up on his caseload. This has taken more time than was expected and counsel finds it necessary to request some additional time to file Appellant's brief.

Appellant's counsel has been diligently researching supporting law for this brief and feels certain that the brief will be finalized prior to the requested thirty (30) day extension.

WHEREFORE, PREMISES CONSIDERED, the appellant respectfully prays that this Honorable Court extend the time for filing the Appellant's Brief in this cause for a period of time being thirty (30) days from the deadline of September 24th, 1997.


John R. Heath
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