

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 19-0471

STATE OF MONTANA,

Plaintiff and Appellee,

v.

CARESSA JULL HARDY, aka
GLENN LEE DIBLEY,

Defendant and Appellant.

**MOTION FOR EXTENSION OF TIME TO PRODUCE
TRANSCRIPTS ON APPEAL**

COMES NOW, Chad Wright, Appellate Defender, and respectfully requests an extension of time until June 1, 2020, in which to prepare, file, and serve the transcripts on appeal. This is the first extension request. The transcripts are presently due November 12, 2019. An affidavit from Court Reporter Cerece S. Parker is attached to this motion.

Opposing counsel has been contacted concerning this motion and does not object.

DATED this 6th day of November, 2019.

OFFICE OF STATE PUBLIC DEFENDER
APPELLATE DEFENDER DIVISION

555 Fuller Avenue
P.O. Box 200147
Helena, MT 59620-0147

By: /s/ Chad Wright

CHAD WRIGHT
Appellate Defender

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 19-0471

STATE OF MONTANA,
Plaintiff and Appellee,

v.

CARESSA HARDY, a/k/a GLENN LEE DIBLEY,
Defendant and Appellant.

AFFIDAVIT

COMES NOW CERESE S. PARKER, RMR, CRR, Official
Court Reporter, and states:

1. That Affiant is the court reporter who reported the hearings which took place September 20, 2017, and March 26, 2018, and May 7, 2018, and June 29, 2018, and August 10, 2018, and September 7, 2018, and October 29, 2018, and December 3, 2018, and December 21, 2018, and March 1, 2019, and March 8, 2019, and April 26, 2019, and that Affiant is the court reporter who reported the jury trial which took place May 6, 2019, and May 7, 2019, and May 8, 2019, and May 9,

2019, and May 10, 2019, and May 13, 2019, and May 14, 2019, and May 15, 2019, and May 16, 2019, and that Affiant is the court reporter who reported the hearing which took place June 21, 2019.

2. That the Notice of Appeal in this case was filed August 13, 2019.

3. That the Transcript of Appeal in this case was due September 23, 2019.

4. That Affiant was granted a district court extension in this case wherein the Transcript of Appeal was then due November 12, 2019.

5. That a supplemental Transcript of Appeal in DA-19-0231 (A.B.), a dependency neglect case, was due September 11, 2019.

6. That a Transcript of Appeal in DA-19-0218 (Pelletier) was due October 18, 2019.

7. That a Transcript of Appeal in DA-19-0422 (Jarvey) is due January 21, 2020.

8. That the Transcript of Appeal in this case is estimated to be over 2,500 pages.

9. That Affiant has not yet started preparing the Transcript of Appeal in this case because of the aforementioned previously ordered Transcripts of Appeal.

10. That Affiant has an extremely busy court

schedule and an extremely busy transcript schedule.

11. That Affiant took vacation leave time the first two weeks of September 2019.

12. That Affiant believes preparing the Transcript of Appeal in this case will take up to and including June 1, 2020, because of the aforementioned previously ordered Transcripts of Appeal and because the Transcript of Appeal in this case is estimated to be over 2,500 pages and because of Affiant's extremely busy court schedule and extremely busy transcript schedule.

DATED this 4th day of November, 2019.

Cerese S. Parker

Cerese S. Parker, RMR, CRR
Official Court Reporter
Missoula County Courthouse
200 West Broadway Street
Missoula, MT 59802-4292
(406) 258-4734
ceparker@mt.gov

CERTIFICATE OF SERVICE

I, Chad M. Wright, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed - Extension of Time - Prepare Transcript to the following on 11-06-2019:

Kirsten H. Pabst (Prosecutor)
200 W. Broadway
Missoula MT 59802
Representing: State of Montana
Service Method: eService

Timothy Charles Fox (Prosecutor)
Montana Attorney General
215 North Sanders
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Helena MT 59620
Representing: State of Montana
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Cerese Parker (Court Reporter)
200 West Broadway Street
Missoula MT 59802-4292
Service Method: eService
E-mail Address: ceparker@mt.gov

Shirley E. Faust (Clerk of District Court)
200 W Broadway
Missoula MT 59802
Service Method: eService
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Electronically signed by Pamela S. Rossi on behalf of Chad M. Wright
Dated: 11-06-2019