

**IN THE SUPREME COURT OF THE STATE OF MONTANA****No. DA 19-0557**

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

RAYMOND CLARK SMITH JR.,

Defendant and Appellant.

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**MOTION FOR EXTENSION OF TIME  
WITH AFFIDAVIT IN SUPPORT**

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COMES NOW, Chad Wright, Appellate Defender for the Appellate Defender Division (ADD), and respectfully requests an extension of time until April 8, 2020, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's fifth request for an extension. Appellant's opening brief was first due November 29, 2019. Appellant's opening brief is currently due March 9, 2020. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 27th day of February, 2020.

OFFICE OF STATE PUBLIC DEFENDER  
APPELLATE DEFENDER DIVISION  
P.O. Box 200147  
Helena, MT 59620-0147

By: /s/ Chad Wright  
CHAD WRIGHT  
Appellate Defender



## **CERTIFICATE OF SERVICE**

I, Chad M. Wright, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed - Motion and Affidavit for Second or Subsequent Extension to the following on 02-27-2020:

Timothy Charles Fox (Prosecutor)  
Montana Attorney General  
215 North Sanders  
PO Box 201401  
Helena MT 59620  
Representing: State of Montana  
Service Method: eService

Marcia Jean Boris (Attorney)  
Lincoln County Attorney  
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Representing: State of Montana  
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Electronically signed by Gerri Lamphier on behalf of Chad M. Wright  
Dated: 02-27-2020