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Attorney for Defendant/Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 19-0423

STATE OF MONTANA,

Plaintiff and Appellee,

v.

CHARLES CLIFFORD HAMLIN,

Defendant and Appellant.

**UNOPPOSED MOTION FOR SECOND OR SUBSEQUENT
EXTENSION OF TIME AND AFFIDAVIT IN SUPPORT**

COMES NOW Appellant and hereby respectfully moves this Court, pursuant to M.R. APP. P. 26 and M.R. APP. P. 16, for an Order granting his request for an extension of time to file his Opening Brief, currently due on August 14, 2020.

Counsel had anticipated the opening brief would be complete before the August 14 deadline; however, due to multiple jury trial preparation requirements and an extremely heavy case load, additional time is needed to finalize the brief and review with his client. This is the eighth request for an extension of time to file the opening brief, however, the fifth and final request under current counsel.

Appellant is requesting a thirty (30) day extension until September 14, 2020. This Motion is unopposed.

DATED this 11th day of August, 2020.

/s/ David M. Maldonado
David M. Maldonado
Attorney for Appellant

STATE OF MONTANA)
 :ss
County of Missoula)

I, David Michael Maldonado, pursuant to section 1-1-203 and as required by M.R. APP. P. 26, declare:

1. I am a licensed, practicing attorney in the State of Montana and I am the attorney of record on this appeal.
2. I was appointed to represent the Appellant in this matter on March 18, 2020 by the Appellate Defender's Office.

3. Appellant's opening brief was first due on January 15, 2020. The Appellate Defender's Office requested three previous extensions of time as they attempted to contract an attorney. This is the fifth request for extension of time under current counsel.
4. An additional thirty-day extension of time is necessary to complete Appellant's Opening Brief and speak with my client before filing.
5. Opposing counsel has been contacted concerning this motion and does not object.
6. I declare under penalty of perjury that the foregoing is true and correct.

DATED this 11th day of August, 2020.

/s/ David M. Maldonado
David M. Maldonado
Attorney for Appellant

CERTIFICATE OF SERVICE

I, David Michael Maldonado, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 08-11-2020:

Chad M. Wright (Attorney)
P.O. Box 200147
Helena MT 59620-0147
Representing: Charles Clifford Hamlin
Service Method: eService

Leo John Gallagher (Prosecutor)
Lewis & Clark County Attorney Office
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Helena MT 59601
Representing: State of Montana
Service Method: eService

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

Electronically signed by Cindy Drake on behalf of David Michael Maldonado
Dated: 08-11-2020