

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 20-0319

BRENDAN R. BEATTY
TERESA G. WHITNEY
Special Assistant Attorneys General
MONTANA DEPARTMENT OF REVENUE
Legal Services Office
125 N Roberts St
PO Box 7701
Helena, MT 59604
Telephone: (406) 444-1602; 444-7990
E-mail: bbeatty@mt.gov; TWhitney@mt.gov

Attorneys for Department of Revenue of the State of Montana

BOYNE USA, INC.,

Petitioner and Appellee,

v.

DEPARTMENT OF REVENUE OF THE
STATE OF MONTANA,

**MONTANA DEPARTMENT OF
REVENUE'S MOTION FOR
EXTENSION OF TIME**

Respondent and Appellant.

In accordance with Rule 26(1), M.R.App.P., the State of Montana, Department of Revenue (Department), moves the Court for a 30-day extension of time up to and including September 18, 2020, to file its opening brief. The Department requests this extension due to the nature of the current appeal and other briefing deadlines for Department counsel.

Petitioner/Appellee has been contacted and does not oppose this motion.

Dated this 14th day of August 2020.

/s/ Teresa G. Whitney

BRENDAN R. BEATTY

TERESA G. WHITNEY

Special Assistant Attorneys General

Attorneys for Department of Revenue of the
State of Montana

CERTIFICATE OF SERVICE

I certify that I have filed this *Montana Department of Revenue's Motion for Extension of Time* with the Clerk of the Montana Supreme Court; and that true and accurate copies were served via eService on the Montana Courts E-Filing system as follows:

Michael Green
Dale Schowengerdt
D. Wiley Barker
CROWLEY FLECK PLLP
PO Box 797
Helena, Montana 59624-0797

Dated this 14th day of August 2020.

/s/ Kandy J. Fleurisma
Kandy J. Fleurisma, Paralegal

CERTIFICATE OF SERVICE

I, Teresa Grace Whitney, hereby certify that I have served true and accurate copies of the foregoing Motion - Extension of Time to the following on 08-14-2020:

Wiley Barker (Attorney)
900 North Last Chance Gulch, Suite 200
Helena MT 59601
Representing: Boyne USA, Inc.
Service Method: eService

Michael W. Green (Attorney)
900 North Last Chance Gulch, Suite 200
Helena MT 59601
Representing: Boyne USA, Inc.
Service Method: eService

Brendan R. Beatty (Attorney)
P.O. Box 7701
Helena MT 59624
Representing: Revenue, Department of
Service Method: eService

Dale Schowengerdt (Attorney)
900 N. Last Chance Gulch
Suite 200
Helena MT 59624
Representing: Boyne USA, Inc.
Service Method: eService

Electronically signed by Kandy Fleurisma on behalf of Teresa Grace Whitney
Dated: 08-14-2020