

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 20-0268

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

DESIRAE ELLEN MCDONOUGH,

Defendant and Appellant.

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

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COMES NOW Lisa S. Korchinski, Assistant Appellate Defender for the Appellate Defender Division, and respectfully requests an extension of time until March 29, 2021, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's eighth request for an extension. Appellant's opening brief was first due June 29, 2020. Appellant's opening brief is currently due January 27, 2021. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 20th day of January, 2021.

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

By: /s/ Lisa S. Korchinski  
LISA S. KORCHINSKI  
Assistant Appellate Defender

[illegible]

I, Lisa S. Korchinski, in compliance with M. R. App. P. 26(2),  
declare:

1. I am a licensed, practicing attorney in the State of Montana, and am currently employed by the Office of State Public Defender, Appellate Defender Division (ADD), as an Assistant Appellate Defender.

2. The Appellant's brief was first due on June 29, 2020. On behalf of the ADD, Chad Wright, Appellate Defender, filed seven extension requests until January 27, 2021.

3. As an Assistant Appellate Defender, I was recently assigned to handle the above-entitled matter.

4. I am counsel of record in seven (7) appeals: *State v. Deutsch*, Sr. (DA 18-0116); *State v. Schneider* (DA 18-0668); *State v. Lopez* (DA 18-0667); *State v. Hardesty* (DA 19-0220); *State v. Lafournaise* (DA 18-0415); *State v. Hoffman* (DA 20-0082), and *State v. McDonough* (DA 20-0268).

5. Currently, I have a total of three opening briefs due before this Court.

6. I work on cases in the order received unless other priorities arise. All of my other appeals have been pending longer than Ms. McDonough's appeal.

7. This is undersigned counsel's first request for an extension in this case and is the eighth extension request overall.

8. I am unable to complete review, research and write the opening brief for this appeal in the remaining time.

9. I will continue to work diligently on my assigned cases.

10. Undersigned counsel requests a 60-day extension until March 29, 2021, to file the opening brief on appeal.

11. The Appellant is not incarcerated.

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

143. I declare under penalty of perjury that the foregoing is true and correct.

/s/ Lisa S. Korchinski  
Lisa S. Korchinski, Helena, Montana

January 20, 2021  
Date

## **CERTIFICATE OF SERVICE**

I, Lisa S. Korchinski, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 01-20-2021:

Austin Miles Knudsen (Prosecutor)  
215 N. Sanders  
Helena MT 59620  
Representing: State of Montana  
Service Method: eService

Marcia Jean Boris (Attorney)  
Lincoln County Attorney  
512 California Avenue  
Libby MT 59923  
Representing: State of Montana  
Service Method: E-mail Delivery

Electronically signed by Kim Harrison on behalf of Lisa S. Korchinski  
Dated: 01-20-2021