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COUNSEL FOR PLAINTIFF AND APPELLEE

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 18-0248

STATE OF MONTANA,

Plaintiff and Appellee,

v.

JORY RUSSELL STRIZICH,

Defendant and Appellant.

**UNOPPOSED MOTION FOR EXTENSION OF TIME
AND DECLARATION IN SUPPORT**

The Appellee, State of Montana, respectfully requests a 30-day extension of time until May 10, 2021, in which to prepare, serve, and file its response brief in the above-entitled matter.

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In support of this motion, undersigned counsel respectfully submits the following Declaration.

Respectfully submitted this 5th day of April, 2021.

AUSTIN KNUDSEN
Montana Attorney General
Justice Building
P.O. Box 201401
Helena, MT 59620-1401

By: /s/ Tammy K Plubell
TAMMY K PLUBELL
Appellate Services Bureau Chief

DECLARATION

Pursuant to Mont. Code Ann. § 1-6-105, I, Tammy K Plubell, hereby declare as follows:

1. I am a licensed, practicing attorney in the State of Montana, and am currently employed by the Montana Department of Justice, Office of the Attorney General, Appellate Services Bureau, as the Appellate Services Bureau Chief.
2. The State's Appellee's brief was first due on March 11, 2021. The brief is presently due on April 10, 2021. I am requesting a 30-day extension of time until May 10, 2021 to file my brief.
3. I have recently filed the following briefs/responses in the Montana Supreme Court: a response brief in *State v. Weisbarth*, DA 19-0346 on

December 18, 2020; a response brief in *Rose v. State*, DA 19-0462 on January 5, 2021; a response brief in *State v. Brasda*, DA 19-0326 on January 25, 2021; a response brief in *In re W.R.*, DA 19-0119, on February 2, 2021; a response to a petition for writ of habeas corpus in *Boyd v. Captain James Anderson*, OP 21-0036; a response brief in *State v. Hornback*, DA 20-0009 on March 2, 2021; and a response brief in *Smith v. State*, DA 19-0704 on April 5, 2021.

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

5. I will work diligently to complete the briefing within the requested period.

6. I hereby declare under penalty of perjury under the laws of the United States of America and the State of Montana that the foregoing is true and correct.

Respectfully submitted this 5th day of April, 2021.

/s/ Tammy K Plubell
TAMMY K PLUBELL

CERTIFICATE OF SERVICE

I, Tammy Plubell, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-05-2021:

Leo John Gallagher (Govt Attorney)
Lewis & Clark County Attorney Office
Courthouse - 228 E. Broadway
Helena MT 59601
Representing: State of Montana
Service Method: eService

Colin M. Stephens (Attorney)
315 W. Pine
Missoula MT 59802
Representing: Jory Russell Strizich
Service Method: eService

Electronically signed by Kimberly Wollitz on behalf of Tammy Plubell
Dated: 04-05-2021