

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 19-0453

STATE OF MONTANA,

Plaintiff and Appellee,

v.

TOSTON GRAY LAFOURNAISE,

Defendant and Appellant.

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

COMES NOW Chad Wright, Appellate Defender for the Appellate Defender Division, and respectfully requests a 30-day extension of time until May 5, 2021, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's sixteenth request for an extension. Appellant's opening brief was first due October 17, 2019. Appellant's opening brief is currently due April 5, 2021. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 5th day of April, 2021.

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

By: /s/ Chad Wright
CHAD WRIGHT
Appellate Defender

[illegible]

I, Chad Wright, 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 the Division Administrator.

2. The Appellant's brief was first due on October 17, 2019.

3. I assigned this appeal to Lisa Korchinski, who indicated in her last motion for extension before this Court that she was placed under doctors' care for a severe health issue. Ms. Korchinski is no longer able to complete the opening brief and the case will have to be reassigned.

4. I will work diligently to make sure Mr. Lafournaise's opening brief is given the highest priority in the Appellate Defender Division and filed in a timely manner.

4. Mr. Lafournaise is currently incarcerated.

14. Opposing counsel has been contacted concerning this motion and has no objection.

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

/s/ Chad Wright
Chad Wright, Helena, Montana

April 5, 2021
Date

CERTIFICATE OF SERVICE

I, Chad M. Wright, hereby certify that I have served true and accurate copies of the foregoing Motion - Opposed 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

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

Electronically signed by Kim Harrison on behalf of Chad M. Wright
Dated: 04-05-2021