

IN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court Cause No. DA 21-0148

Tyler T. Dugger
Matthew B. Gallinger
TOLLIVER LAW FIRM, P.C.
Post Office Box 1913
Billings, MT 59103-1913
Telephone: (406) 256-9600
Facsimile: (406) 256-0781
tdugger@tolliverlaw.com
mgallinger@tolliverlaw.com

Attorneys for Appellant

JOHN CLAYTON ELLINGHOUSE,

Appellant,

v.

STATE OF MONTANA,

Appellee.

**FIRST MOTION FOR
EXTENSION
OF TIME TO FILE OPENING
BRIEF**

Appellant respectfully asks for a 30-day extension to file his opening brief.

This motion is unopposed and is made because a plea agreement governing the underlying action will likely render this appeal moot.

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DATED this 7th day of June 2021.

TOLLIVER LAW FIRM, P.C.
Attorneys for Appellant

By: /s/ Tyler T. Dugger
Tyler T. Dugger

CERTIFICATE OF SERVICE

I hereby certify I have served true and accurate copies of the foregoing each attorney of record, and each party not represented by an attorney in the above-reference District Court action, as follows:

Margaret R. Gallagher
Deputy Yellowstone County Attorney
P.O. Box 35025
Billings, MT 59107-5025
Representing: State of Montana
Service Method: eService

Austin Knudsen
Montana Attorney General
215 North Sanders
P.O. Box 201401
Helena, MT 59620
Representing: State of Montana
Service Method: eService

DATED this 7th day of June 2021.

/s/ Tyler T. Dugger
Tyler T. Dugger

CERTIFICATE OF SERVICE

I, Tyler Thomas Dugger, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 06-07-2021:

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

Margaret R. Gallagher (Govt Attorney)
PO Box 35025
Billings MT 59107
Representing: State of Montana
Service Method: eService

Matthew B. Gallinger (Attorney)
1004 Division Street
P.O. Box 1913
Billings MT 59103-1913
Representing: John Clayton Ellinghouse
Service Method: Conventional

Electronically Signed By: Tyler Thomas Dugger
Dated: 06-07-2021