

Jack H. Morris
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Missoula, MT 59801
Telephone: (406) 461-6240
Email: Jackhmmorris61@gmail.com
Attorneys for Defendant-Appellant
Thomas Richard Ferris

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA-21-0059

STATE OF MONTANA,)	
)	
Plaintiff and Appellee,)	MOTION FOR EXTENSION
)	OF TIME TO FILE
v.)	OPENING BRIEF
)	
THOMAS RICHARD FERRIS)	
)	
Defendant and Appellant.)	
)	

COMES NOW the above-named Defendant and Appellant and Thomas Richard Ferris and moves the Court pursuant to Rule 26(1), M.R.App.P., for an extension of time in which to file and serve his opening brief in this matter. Defendant and Appellant respectfully requests that the Court grant him an extension of time until September 1, 2021, in which to file and serve his opening brief. The basis for this request is that two different court reports prepared seven different transcripts of the district

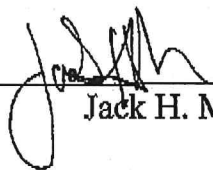
court proceeding in this matter, but only six of the transcripts were served on the undersigned. The seventh transcript was prepared and filed with Clerk of Court on May 4, 2021, but was not served on the undersigned until June 22, 2021. (See, Exhibits 1, 2,3 and 4).

A representative for Plaintiff and Appellee has been contacted regarding Defendant and Appellant's motion for an extension of time and does not oppose the same.

DATED this 15 day of July, 2021.

MORRIS LAW FIRM

By: _____


Jack H. Morris

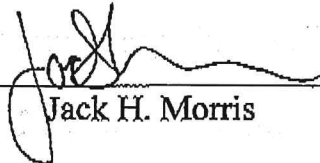
CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF** was served on all parties of record by email and also by depositing a true and correct copy in the US Mail, postage pre-paid on the 15 day of July, 2021 addressed as follows:

Austin Knutson
Montana Attorney General
215 N. Sanders
P.O. Box 2014401

Jed Fitch
Beaverhead County Attorney
2. South Pacific St.
Dillon, MT 59725

By



Jack H. Morris



Jack Morris <jackharris61@gmail.com>

Ferris Transcript

Jack Morris <jackharris61@gmail.com>
To: "Hilton, Kathy" <Kathy.Hilton@mt.gov>

Mon, Jun 21, 2021 at 2:29 PM

Hi Kathy,

I didn't receive the transcript from the October 2, 2020, proceedings. I think Cheryl prepared it and it was received by the Clerk of the Supreme Court on May 4. Could you please look into this and send me a copy? Thanks Kathy.

Regards,

Jack Morris

202

Sent: 6/21/2021 2:29 PM

From: Kathy Hilton
Sent: Monday, June 21, 2021 2:29 PM
To: Jack Morris
Subject: Transcript

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From: Kathy Hilton
Sent: Monday, June 21, 2021 2:29 PM
To: Jack Morris
Subject: Transcript





Jack Morris <jackharris61@gmail.com>

Ferris Transcript

Hilton, Kathy <Kathy.Hilton@mt.gov>
To: Jack Morris <jackharris61@gmail.com>

Tue, Jun 22, 2021 at 12:29 PM

Jack,

I've contacted Chery to see what she knows about it. I'll let you know.

In trial in VC this week.

Kathy C. Hilton

Kathy C. Hilton

Court Reporter

PO Box 883

Dillon MT 59725

[Quoted text hidden]





Jack Morris <jackharris61@gmail.com>

Ferris hearing on appeal

Cheryl Romsa <cherylromsa@mt.net>
To: Jack Morris <jackharris61@gmail.com>

Tue, Jun 22, 2021 at 12:39 PM

Hi Jack. I've attached what I uploaded to the Supreme Court. I apologize if I misunderstood what I was supposed to do and you didn't get this.

Cheryl

Cheryl Romsa Court Reporting

1 North Last Chance Gulch, Suite 1

P. O. Box 1278

Helena MT 59624-1278

(406) 449-6380

cherylromsa@mt.net



STATE v FERRIS - MOTIONS HEARING 8-24-2020.pdf
941K

EXHIBIT

3



Jack Morris <jackhnmorris61@gmail.com>

Ferris Transcript

Jack Morris <jackhnmorris61@gmail.com>
To: "Hilton, Kathy" <Kathy.Hilton@mt.gov>

Tue, Jun 22, 2021 at 12:52 PM

Hi Kathy,

I spoke with cherly, she filed the august 24 transcript with the Supreme Court clerk on May 6 but didn't serve me or the AG. She told me that she thought the clerks office was supposed to serve it. Anyway she sent it to me today so it's all good now. I really hate appeals though. Lol.

Thanks for your help.

Jack

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msg: 50700000

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