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*Attorneys for Appellant, Catlin Ranch, LP*

IN THE SUPREME COURT OF THE STATE OF MONTANA  
Supreme Court Cause No. DA 21-0426

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FLYING T RANCH, LLC, a Montana  
limited liability company,

Plaintiff and Appellee

v.

CATLIN RANCH, LP, a Montana  
limited partnership  
Defendant and Appellant

**AFFIDAVIT OF CO-COUNSEL FOR  
CATLIN RANCH, LP**

MEAGHER COUNTY BY & THROUGH  
ITS COMMISSION, SCOTT JACKSON,  
LYNN JACKSON, DEBRA WILLIAMS,  
LISA ANDERSON, BERT WILLIAMS &  
CONNIE HIX  
Defendants

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CATLIN RANCH, LP, a Montana limited partnership,

Cross-Claimant and Appellant,

v.

DEBRA WILLIAMS, LISA ANDERSON, BERT WILLIAMS  
and CONNIE HIX,

Cross-claim Defendants and Appellees.

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Being first duly sworn, Jim Lippert deposes and says:

1. I am an attorney licensed to practice law in the State of Montana and am one of the attorneys representing Appellant Catlin Ranch, LP.
2. I make this Affidavit in conformance with Rule 26(2), M.R.App.P.
3. Appellant Catlin Ranch, LP sought and obtained a stay of proceedings in this Court in order for the parties to participate in a voluntary mediation. Mediation was unsuccessful, the stay has expired and Appellant Catlin Ranch, LP's opening brief is now due December 10, 2021.
4. Appellant Catlin Ranch, LP respectfully moves this Court for an extension of 60 days, to February 10, 2022 in which to file its opening brief.
5. This extension is necessary because the attorneys of Anderson & Voyich, Kellie Voyich and Vuko Voyich, are currently suffering from COVID-19 and are unable to work or be present in their offices. At this time, it is unclear and unknown when the Voyich's will be able to return to work as

both are essentially incapacitated with respect to their participating in their practices, although both are apparently gradually recovering from their illnesses.

6. The undersigned is co-counsel for Appellant Catlin Ranch, LP, but Appellant would be severely prejudiced if the Voyich's are unable to participate directly in the drafting of Appellant Catlin Ranch, LP's opening brief.
7. Counsel for the remaining parties have been contacted and have no objection to the 60-day extension requested by Appellant Catlin Ranch, LP.

DATED this 2<sup>nd</sup> day of December, 2021.

By: \_\_\_\_\_

Jim Lippert Attorney at Law, P.C.  
Attorney for Appellant Catlin Ranch, LP

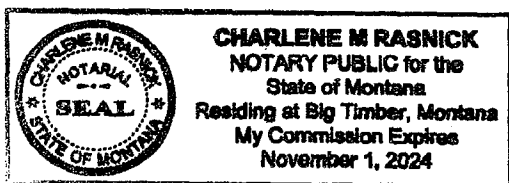
STATE OF MONTANA                    )  
  :SS  
County of Sweet Grass                )

JIM LIPPERT, being first duly sworn, deposes and says:

I am one of the attorneys representing Appellant Catlin Ranch, LP in the foregoing captioned appeal. I have read the Affidavit and the facts and matters contained therein are true, correct, and complete to the best of my knowledge and belief.

\_\_\_\_\_  
Jim Lippert

SUBSCRIBED AND SWORN to before me this 2<sup>nd</sup> day of December, 2021.



\_\_\_\_\_  
Charlene M. Rasnick  
Notary Public for the State of Montana

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 2<sup>nd</sup> day of December, 2021 he served a true and correct copy of the foregoing by e-filing as follows:

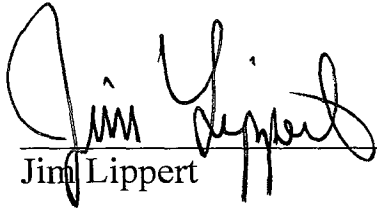
Matthew W. Williams

Brian Gallik

Hanna Warhank

Rachel Ann Taylor

Susan Brooks Swimley

  
Jim Lippert