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**IN THE SUPREME COURT OF THE STATE OF MONTANA**  
**Supreme Court Cause No. DA 21-0631**

ROBERT DELLIT, FRANCES DELLIT, RAYMOND F. MESSER, MATRIN  
G. MESSER, and CHARLES J. MESSER,

Appellants,

vs.

LEONARD SCHLEDER, CULVER PROPERTIES LLP, CHARLES D.  
BUTTS, KIRBY MINERALS, AN OKLAHOMA GENERAL  
PARTNERSHIP, C/O MINERAL ACQUISITION PARTNERS, INC.,  
GENERAL PARTNER, TUCKER GARNER O&G LLC, MARY ANN MOSS,  
CHERRON MUNSON, GAYLE ROSKI, MARY ANNE GARNER FRISONE  
REVOCABLE TRUST U/A DATED SEPTEMBER 17, 1993, JAMES E.  
MUNSON AND CHERRON G. MUNSON, TRUSTEES OF THE JAMES E.  
& CHERRON G. MUNSON REVOCABLE TRUST U.A. DATED AUGUST  
24, 1993, GAYLE GARNER ROSKI, TRUSTEE OF THE GAYLE GARNER  
ROSKI REVOCABLE TRUST U/A DATED NOVEMBER 16, 1993, TRIO  
PETROLEUM CORP., THE HOME-STAKE OIL & GAS COMPANY, THE  
HOME-STAKE ROYALTY CORPORATION, and all other persons, unknown,  
claiming or who might claim any right, title, estate, or interest in, or lien or  
encumbrance upon, the real property described in the Complaint adverse to  
plaintiffs' ownership, or any cloud upon plaintiff's title, whether the claim or  
potential claim is present or contingent, inchoate or accrued,

Appellees.

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**UNOPPOSED MOTION FOR  
EXTENSION OF TIME TO RESPOND**

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Appellants move this Court pursuant to Rule 26, M.R.App.P., for an Order extending the time in which to file their opening brief. The parties have set a mediation in this matter for February 25, 2022, and wish to extend the time for filing to allow for a forty (40) day extension from the date of mediation, up to and including April 7, 2022 to file their opening brief. Counsel for the Appellees who appeared in the underlying civil case have been contacted and do not oppose this Motion for Extension.

DATED this 28 day of January 2022.

PATTEN, PETERMAN, BEKKEDAHN & GREEN, PLLC

By:   
DANIEL L. SNEDIGAR  
Attorneys for Appellant

**CERTIFICATE OF SERVICE**

I hereby certify that I have filed a true and accurate copy of the foregoing with the Clerk of the Montana Supreme Court and that I have served true and accurate copies upon the following:

**Via Email & First Class mail**

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*Attorneys for Appellees*

  
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## **CERTIFICATE OF SERVICE**

I, Patrick G.N. Beddow, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 01-31-2022:

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Service Method: Conventional

Electronically Signed By: Patrick G.N. Beddow  
Dated: 01-31-2022