

IN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court No. DA 20-0242

STATE OF MONTANA

Plaintiff and Appellee,

v.

JOURNEY RYDER JOHN WIENKE,

Defendant and Appellant.

**APPELLANT'S UNOPPOSED MOTION FOR OUT-OF-TIME
EXTENSION OF DEADLINE TO FILE REPLY BRIEF**

COMES NOW, Colin M. Stephens, counsel of record for Defendant and Appellant, and respectfully requests an extension of to file the reply brief in this matter. The reply brief was originally due on March 3, 2022. However, due to an inability to timely consult with the Appellant and a calendaring error, the deadline was missed. The fault is solely that of the undersigned and he apologizes to the Court and to the State, which has graciously agreed not to oppose a one-month extension for filing of the reply brief.

Therefore, Counsel requests leave from this Court for an out-of-time extension of one month from the previous deadline of March 3, 2022, to prepare and file the Reply Brief in this matter.

Dated this 9th day of March 2022.

/s/ Colin M. Stephens

Colin M. Stephens

SMITH & STEPHENS, P.C.

Attorney for Defendant & Appellant

CERTIFICATE OF SERVICE

I, Colin Stephens, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 03-09-2022:

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Dated: 03-09-2022