

PENELOPE S. STRONG
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Attorney for Appellant-Plaintiff

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 21-0610

MARK DEMING,)
)
Plaintiff and Appellant,)
and)
)
JASON DEMING and KELLY DEMING,)
)
Defendants and Appellee.)

MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF

COMES NOW, Plaintiff and Appellant, MARK DEMING, by and through
his counsel of record, Penelope S. Strong, pursuant Mont. R. App. Pro. 26 (1), and

respectfully moves the Court for an Extension of Time to File Appellant's Opening Brief from March 28, 2022, to May 12, 2022.

The basis for this motion is additional time is needed to complete the requisite mediation.

Opposing counsel was contacted and has no objection to the motion.

DATED this 25th day of March, 2022.

/s/ Penelope S. Strong
PENELOPE S. STRONG
Attorney for Defendant and Appellant

DECLARATION

Pursuant to Mont. Code Ann. § 1-6-105, I Penelope S. Strong, hereby declare as follows:

1. I am a licensed, practicing attorney in the State of Montana.
2. The Opening Brief is presently due on March 28, 2022. Appellant is requesting a 45-day extension to file the Opening Brief.
3. The parties have attempted to schedule a mediation, but as I had to be out of state for my partner's medical care in February for about two weeks, that caused delay and more time is needed to coordinate all schedules to complete the required mediation.
4. Opposing counsel has been contacted and does not object.

5. I hereby declare under penalty of perjury under the laws of the United States of America and the State of Montana that the foregoing is true and correct.

DATED this 25th day of March, 2022.

/s/ Penelope S. Strong
Penelope S. Strong
Attorney for Appellant

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that a true and correct copy of the foregoing was served, by eService upon the following interested parties on this 25th day of March, 2022:

Kevin J. Chapman
PO Box 1920
Williston, ND 58802-1920

/s/ Julie K. Palmersheim
Julie K. Palmersheim

CERTIFICATE OF SERVICE

I, Penelope S. Strong, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 03-25-2022:

Kevin J. Chapman (Attorney)
417 1st Ave. E.
P.O. Box 1920
Williston ND 58802-1920
Representing: Jason Deming, Kelly Deming
Service Method: E-mail Delivery

Electronically Signed By: Penelope S. Strong
Dated: 03-25-2022