

IN THE SUPREME COURT OF THE STATE OF MONTANA
Case No. DA 21-0535

FLATHEAD LAKERS INC., a Montana non-profit public benefit corporation,
AMY J. WALLER, STEVEN F. MOORE, CYNTHIA S. EDSTROM, ADELE
ZIMMERMAN, MARTIN FULSAAS and GAIL A. WATSON-FULSAAS,
LAUREL FULLERTON, ALAN and DEIRDRE COIT, and FRANK M.
WOODS,

Petitioners/Appellees,

WATER FOR FLATHEAD'S FUTURE,

Intervenor/Appellee,

v.

MONTANA DEPARTMENT OF NATURAL RESOURCES AND
CONSERVATION

Respondent/Appellant,

and MONTANA ARTESIAN WATER COMPANY,
Respondent/Appellant.

On Appeal from the Montana First Judicial District Court
Lewis and Clark County, Honorable Kathy Seeley Presiding
Cause No. CDV-2018-135

**MONTANA DEPARTMENT OF NATURAL RESOURCES
AND CONSERVATION'S UNOPPOSED MOTION FOR SECOND 30 DAY
EXTENSION**

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Pursuant to M.R.App.P. 26, Appellant Montana Department of Natural Resources and Conservation (DNRC), respectfully requests an extension of time up to and including May 13, 2022, within which to prepare, file, and serve its opening brief in the above-captioned matter. This is DNRC's second request for an extension.

DNRC's opening brief was originally thought to be due on March 14, 2022. On March 8, 2022, DNRC requested a 30-day extension to file its opening brief which was granted by this Court. Pursuant that Order, DNRC's opening brief is currently due April 13, 2022.¹

Counsel for the DNRC has exercised diligence and has substantial need for a 30-day extension for the reasons set forth in the accompanying Affidavit of Brian C. Bramblett. DNRC's opening brief will be filed on or before May 13, 2022, if the present request for extension is granted.

Appellees and Appellant (Montana Artesian Company) do not oppose this request.

DATED this 6th day of April, 2022.

¹ Subsequent to this Court's Order granting Appellant's request for an extension, the Montana Supreme Court Clerk's Office provided notice that the complete district court record (including the DNRC administrative record) was not filed with the Montana Supreme Court until March 23, 2022. Accordingly, Appellant's previous request for an extension appears to have been premature.

/s/ Brian C. Bramblett

Brian C. Bramblett

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CERTIFICATE OF SERVICE

I, Brian C. Bramblett, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-06-2022:

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Service Method: eService

Electronically Signed By: Brian C. Bramblett
Dated: 04-06-2022