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## IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 22-0128

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PAUL PHILLIP BARDOS AND MARY L.  
BARDOS REVOCABLE TRUST,

Plaintiff and Appellant,

vs.

ROBERT L. SPOKLIE,

Defendant and Appellee.

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**UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE RESPONSE BRIEF**

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COMES NOW Appellee, Robert L. Spoklie, pursuant to M.R.App.P. 26, and respectfully moves the Court for a 14-day extension of time to file his response brief in the above-referenced matter, up to and including October 3, 2022. Appellee requests the continuance because counsel have been unable to complete the response

brief within the timeframe previously allocated by this Court despite counsel's diligent attempts to do so. Counsel have been working diligently on the brief for this matter. However, counsel have also been managing and balancing their workloads on numerous other cases, many of which have recently been experiencing much higher-than-normal levels of activity, including multiple other appellate briefs and a trial. Counsel are reluctant to seek this extension from this Court but there is substantial need to do so because, without the extension, they will be unable to finish drafting the brief, much less to do so in a way that gives the arguments the level of clarity they, opposing counsel, and this court, deserve. If the Court grants this request, the undersigned assured the Court the opening brief will be filed by October 3, 2022, without question.

The undersigned also respectfully acknowledges that this request is being made closer to the existing deadline than M.R.App.P 26(b) instructs. However, Counsel respectfully request that the Court grant exception to that requirement. The reason this motion was not filed earlier was because Counsel anticipated being able to complete the brief on time until recently but was unable to do so for the reasons stated above. Additionally, opposing counsel does not oppose this motion or its timing.

Dated this 16<sup>th</sup> day of September, 2022.

HAMMER, QUINN & SHAW PLLC

/s/ Tom A. Hollo

Marcel A. Quinn

Tom A. Hollo

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*Attorneys for Appellee*

## **CERTIFICATE OF SERVICE**

I, Thomas Alan Hollo, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 09-16-2022:

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Kimberly S. More (Attorney)  
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Representing: Paul Phillip Bardos and Mary L. Bardos Revocable Trust  
Service Method: eService

Electronically signed by Chelsea Chambers on behalf of Thomas Alan Hollo  
Dated: 09-16-2022