

**IN THE SUPREME COURT OF THE STATE OF MONTANA**

**Case No. DA 22-0485**

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Kathy Westphal and Douglas Westphal,

Plaintiffs and Appellants,

vs,

Todd Kissinger, Deborah Kissinger, Michael Kissinger, and Melissa Kissinger,

Defendants and Appellees,

and,

Linda Romano,

Intervenor and Appellee.

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**APPELLANTS' UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE OPENING BRIEF**

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On Appeal From The Montana Eleventh Judicial District Court  
The Honorable Robert B. Allison, Presiding, Case No. DV-19-310

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For Plaintiffs and Appellants, Kathy Westphal and Douglas Westphal

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Appellants, Kathy Westphal and Douglas Westphal, respectfully move this Court pursuant to Mont. R. App. P. 26(1) for a thirty (30) day extension of time to file their opening brief. The Appellants' opening brief, absent the requested extension, would be due on November 2, 2022. With the requested extension, The Appellants' opening brief will be due on December 2, 2022. This is the Appellants' first request for an extension of time and it is not made for purposes of delay.

Pursuant to Mont. R. App. P. 26(1), Counsel for Appellees were contacted

regarding this motion and indicated that they do not oppose this request for an extension of time. A proposed order is filed herewith.

Dated October 13, 2022.

DANNO LAW FIRM, P.C.

By /s/ Evan F. Danno

Evan F. Danno

Attorney for Appellants

### **CERTIFICATE OF SERVICE**

I, Evan F. Danno, hereby certify that on October 13, 2022, the above ***APPELLANTS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF***, was served via E-Filing to:

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/s/ Evan F. Danno

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## **CERTIFICATE OF SERVICE**

I, Evan F. Danno, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 10-13-2022:

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Electronically Signed By: Evan F. Danno

Dated: 10-13-2022