FILED

10/26/2022 Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 21-0512

IN THE SUPREME COURT OF THE STATE OF MONTANA Supreme Court No. DA 21-0512

STATE OF MONTANA,

Plaintiff and Appellee,

v.

CLOVIS CHRISTOPHER GENO,

Defendant and Appellant.

APPELLANT'S SECOND OR SUBSEQUENT MOTION FOR EXTENSION OF TIME

COMES NOW, Colin M. Stephens, counsel of record for Defendant and Appellant, and respectfully requests a 30-day extension of time to prepare, file and serve the Appellant's opening brief in the above-entitled matter. The Appellant's Opening Brief is currently due on October 26th, 2022. This is Appellant's fourth extension request for the brief, but the second request by counsel, Colin M. Stephens.

Opposing counsel has been contacted concerning this motion and **does not object**.

Dated this 16^{th} day of October 2022.

/s/ Colin M. Stephens

Colin M. Stephens STEPHENS BROOKE, P.C. Attorney for Defendant

STATE OF MONTANA) County of Missoula)

) : ss.)

I, Colin M. Stephens, pursuant to § 1-1-203, MCA, declare:

1. I am a licensed, practicing attorney in the State of Montana, and am currently employed at Stephens Brooke, P.C.

2. The Appellant's Opening Brief is currently due on October 26th, 2022.This is the Appellant's fourth request for an extension of time.

3. The undersigned has begun reviewing the record but it spans thousands of pages. The undersigned needs additional time to continue reviewing the record before drafting and filing the opening brief.

4. The State has been contacted and does not object to this extension.

/s/ Colin M. Stephens

Colin M. Stephens STEPHENS BROOKE, P.C. Attorney for Defendant

CERTIFICATE OF SERVICE

I, Colin M. Stephens, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 10-26-2022:

Chad M. Wright (Attorney) P.O. Box 200147 Helena MT 59620-0147 Representing: Clovis Geno Service Method: eService

Austin Miles Knudsen (Govt Attorney) 215 N. Sanders Helena MT 59620 Representing: State of Montana Service Method: eService

David A. Buchler (Govt Attorney) P.O. Box 73 100 W. Wallace Street Virginia City MT 59755 Representing: State of Montana Service Method: eService

Colin M. Stephens (Attorney) 315 W. Pine Missoula MT 59802 Service Method: eService E-mail Address: colin@smithstephens.com

> Electronically signed by Daniel Kamienski on behalf of Colin M. Stephens Dated: 10-26-2022