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Attorneys for Respondents and Appellees

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

<p><b>INGE and MARK CAHILL, RANDY and KERIN GAYNER, WILLIAM and NANNETTE REED, and IRVING ERICKSON,</b></p> <p>Petitioners/Appellants,</p> <p>vs.</p> <p><b>CITY OF COLUMBIA FALLS, COLUMBIA FALLS BOARD OF ADJUSTMENT,</b></p> <p>Respondents/Appellees,</p> <p>and</p> <p><b>CNS PROPERTY DEVELOPMENT, LLC, a Montana Limited Liability Company,</b></p> <p>Respondent.</p>	<p><b>Cause No. DA-22-0395</b></p> <p><b><u>AMENDED APPELLEE’S AND RESPONDENT CNS PROPERTY DEVELOPMENT LLC’S SECOND UNOPPOSED MOTION TO EXTEND DEADLINES</u></b></p>
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COMES NOW, Appellee City of Columbia Falls, by and through legal counsel, Stephanie M. Breck, and CNS Property Development, LLC, by and through legal counsel, Karl Rudbach, and hereby requests that this Court extend the deadline

for their responsive briefs to Appellant’s Opening Brief to **December 30, 2022** and Appellant’s Reply to Appellee’s Response brief to **January 16, 2023**. Counsel for the City and CNS have consulted with Appellant’s counsel and Appellant does not oppose this motion.

Good cause exists for this extension due to unforeseen scheduling conflicts and workload. Appellee City of Columbia Falls and Respondent CNS have the full support of Appellant in seeking this extension.

This motion is supported by the affidavits of counsel for both Appellee City of Columbia Falls and Respondent CNS, filed herewith.

DATED this 18<sup>th</sup> day of November, 2022.

BRECK LAW OFFICE, PC

By: /s/Stephanie M. Breck  
Attorneys for Respondents and Appellees

RAMLOW & RUDBACH, PLLP

By: /s/Karl Rudbach  
Attorney for Respondent

**CERTIFICATE OF SERVICE**

I, Stephanie M. Breck, of Breck Law Office, PC, hereby certify that I have served true and accurate copies of the foregoing Appellant’s Unopposed Motion to Extend Deadlines upon the Clerk of the District Court and each attorney of record in the District Court action, as follows:

Ms. Peg Allison  
Clerk of Court  
Flathead County Justice Center  
920 South Main, Suite 300  
Kalispell, MT 59901

Lindsey W. Hromadka  
WEINBERG & HROMADKA, PLLC  
P. O. Box 652  
Whitefish, MT 59937  
[lindsey@whlawmt.com](mailto:lindsey@whlawmt.com)

Karl Rudbach  
Ramlow & Rudbach, PLLP  
542 Central Avenue  
Whitefish, MT 59937

DATED this 18th day of November, 2022.

/s/Stephanie M. Breck \_\_\_\_\_  
STEPHANIE M. BRECK

## **CERTIFICATE OF SERVICE**

I, Stephanie M. Breck, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 11-18-2022:

Lindsey W. Hromadka (Attorney)

P.O. Box 652

Whitefish MT 59937

Representing: Inge Cahill, Mark Cahill, Irving Erickson, Kerin Gayner, Randy Gayner, Nanette Reed, William Reed

Service Method: eService

Karl K. Rudbach (Attorney)

542 Central Avenue

Whitefish MT 59937

Representing: CNS Property Development, LLC

Service Method: eService

Electronically signed by Marcy Marie Hall on behalf of Stephanie M. Breck

Dated: 11-18-2022