

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 22-0059

STATE OF MONTANA,

Plaintiff and Appellee,

v.

ROBERT AYRES DASILVA,

Defendant and Appellant.

**MOTION FOR EXTENSION OF TIME
WITH AFFIDAVIT IN SUPPORT**

COMES NOW, Layla Turman, Appellate Defender for the Appellate Defender Division (ADD), and respectfully requests an extension of time until March 13, 2023, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's eleventh request for an extension. Appellant's opening brief was first due April 11, 2022. Appellant's opening brief is currently due February 13, 2023. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 6th day of February, 2023.

KINDRED LEGAL, PLLC
P.O. Box 5789
Missoula, MT 59806

By: /s/ Layla Turman
LAYLA TURMAN
Appellate Defender

STATE OF MONTANA)
 : ss.
County of Missoula)

I, Layla Turman, in compliance with M. R. App. P. 26(2), declare:

1. I am a licensed, practicing attorney in the State of Montana, and I am currently a contract defender with the Appellate Defender Division, (ADD).

2. I recently accepted this case from the ADD to assist with their caseload, and I need additional time to research and examine the issues presented in this appeal.

3. Additional time will be needed for me to be able to prepare and file appellant's opening brief and provide effective assistance of counsel.

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

/s/ Layla Turman
Layla Turman, Missoula, Montana

February 6, 2022
Date

CERTIFICATE OF SERVICE

I, Layla Turman, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 02-06-2023:

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

Austin Miles Knudsen (Govt Attorney)
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Electronically Signed By: Layla Turman
Dated: 02-06-2023