

IN THE SUPREME COURT OF THE STATE OF MONTANA  
No. DA 22-0224 and DA 22-0251

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

AMIEL JON GARDIPE JR.,

Defendant and Appellant.

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

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COMES NOW, the Defendant Amiel Gardipe Jr., by and through counsel of record Melinda Driscoll and respectfully moves this Court to extend the deadline for filing opening brief. Defendant requests an extension through May 1, 2023. This is Appellant's ninth request for an extension. Appellant's opening brief was first due July 22, 2022. Appellant submits the attached affidavit in support of this motion.

Respectfully submitted this 28th day of March, 2023.

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By: /s/ Melinda A. Driscoll  
Contract Appellate Defender



## CERTIFICATE OF SERVICE

I, Melinda Ann Driscoll, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-28-2023:

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

Austin Miles Knudsen (Govt Attorney)  
215 N. Sanders  
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Representing: State of Montana  
Service Method: Conventional

Electronically Signed By: Melinda Ann Driscoll  
Dated: 04-28-2023