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IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 22-0600

SALVATRICE MUSCLE,

Plaintiff and Appellant,

v.

ANTONIO SANTIN, M.D.

Defendant and Appellee.

**UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE
RESPONSE BRIEF**

Defendant/Appellee Antonio Santin, M.D., by and through counsel, moves the Court for a 30-day extension of time in which to file his Response Brief, as permitted under Montana Rule of Appellate Procedure 26(1) (providing that, “[i]n all cases except those addressed in section (2) of this rule, a party may move for and

be granted one 30-day extension of time in which to file a brief required or allowed to be filed under these rules”). Further, currently pending before the Court, is Appellee’s Motion for Rule 10(h)(ii) Relief Motion which was filed on September 8, 2023. Appellant filed his Response to Motion for Temporary Stay & Rule 10(h)(ii) Relief with this Court on September 25, 2023.

The Response Brief in this matter is currently due October 2, 2023. Counsel for Appellant has indicated in his Response to Motion for Rule 10(h)(ii) Relief that he does not object to a 30-day extension.

WHEREFORE, Appellee requests the Court grant a 30-day extension of time to file its Response Brief, up through and including November 1, 2023.

Respectfully submitted this 26th day of September, 2023.

HALL BOOTH SMITH, P.C
Attorneys for Defendant/Appellee

/s/ Gary Kalkstein
Gary Kalkstein

CERTIFICATE OF SERVICE

I, Gary Darling Kalkstein, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 09-26-2023:

Allen Page Lanning (Attorney)
PO Box 544
Great Falls MT 59403
Representing: Salvatrice Muscle
Service Method: eService

Joe J. Newman (Attorney)
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Representing: Antonio Santin
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Electronically signed by Lisa Gournay on behalf of Gary Darling Kalkstein
Dated: 09-26-2023