

SAMANTHA NIESEN

WATSON LAW OFFICE
101 East Main Street, Suite C
Bozeman, MT 59715-4796
Telephone: (406) 586-4707
admin@montanacriminallawyer.com

COUNSEL FOR DEFENDANT AND APPELLANT

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 22-0699

STATE OF MONTANA,

Plaintiff and Appellee,

v.

KAITLYN REBECCA HOLMES,

Defendant and Appellant.

UNOPPOSED MOTION FOR EXTENSION OF TIME AND AFFIDAVIT

COMES NOW, Samantha Niesen, on behalf of counsel of record Herman A. Watson, IV for Defendant and Appellant, and respectfully requests a 30-day extension of time until November 17, 2023, in which to prepare, file, and serve the Appellant's reply brief in this matter. This is Appellant's first extension request for the reply brief. Counsel, Herman A. Watson, IV, is out of the country for the

current deadline and will need additional time upon his return to review and reply to the Response Brief filed by the State. Opposing counsel has been contacted and does not object. In support of this motion, undersigned counsel respectfully submits the following affidavit.

/s/ Samantha Niesen

Samantha Niesen
WATSON LAW, P.C.
101 E. Main St., Ste. C
Bozeman, Montana, 59715

STATE OF MONTANA)

: ss.

County of Gallatin)

I, Samantha Niesen, being first duly sworn upon my oath, depose and state as follows:

1. I am a licensed, practicing attorney in the State of Montana, in good standing with the State Bar.
2. I am an Associate Attorney with Watson Law Office.
3. Herman A. Watson, IV is the counsel of record for the Defendant and Appellant, Kaitlyn Holmes, and I have assisted on the appeal in this matter.
4. Mr. Watson has been out of the country since early October and will not return until after the Reply Brief is due.
5. This is the first extension request for the reply brief.

7. We will work diligently to complete the brief during the requested extension period.

8. Opposing counsel has been contacted and does not object.

9. Further your affiant sayeth naught.

10. Under penalty of perjury, the foregoing is true and correct.

/s/ Samantha Niesen
Samantha Niesen

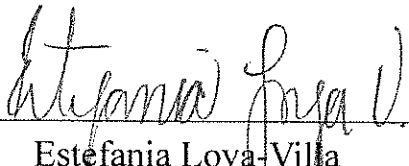
CERTIFICATE OF SERVICE

I hereby certify that I caused a true and accurate copy of the foregoing Unopposed Motion for Extension of Time and Affidavit to be mailed to:

AUSTIN KNUDSEN
Montana Attorney General
ROY BROWN
Assistant Attorney General
P.O. Box 201401
Helena, MT 59620-1401
Roy.brown2@mt.gov

ERIC KITZMILLER
Deputy County Attorney
Gallatin County Attorney's Office
1709 W. College St #200
Bozeman, MT 59715

DATED:

BY: 
Estefania Loya-Villa

CERTIFICATE OF SERVICE

I, Samantha Niesen, hereby certify that I have served true and accurate copies of the foregoing Motion - Extension of Time to the following on 10-19-2023:

Herman Austin Watson (Attorney)
101 E. Main Street
Suite C
Bozeman MT 59715
Representing: Kaitlin Rebecca Holmes
Service Method: eService

Audrey S. Cromwell (Govt Attorney)
1709 W. College St.
Ste 200
Bozeman MT 59715
Representing: State of Montana
Service Method: eService

Roy Lindsay Brown (Govt Attorney)
Appellate Services Bureau
Attorney General's Office
215 N Sanders St
P.O. Box 201401
Helena MT 59601
Representing: State of Montana
Service Method: eService

Eric N. Kitzmiller (Govt Attorney)
1709 West College Street
Bozeman MT 59715
Service Method: eService
E-mail Address: eric.kitzmiller@gallatin.mt.gov

Electronically signed by Estefania Loya-Villa on behalf of Samantha Niesen
Dated: 10-19-2023