



ORIGINAL

FILED

10/30/2023

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 23-0433

**IN THE SUPREME COURT OF THE STATE OF MONTANA
THE OFFICE OF THE CLERK OF SUPREME COURT
HELENA, MONTANA 59620-3003**

**Supreme Court No.
DA 23-0433**

Frederick J. Keitel, pro se
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Palm Beach, Florida 33480
PRO SE INTERVENOR
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FILED

OCT 30 2023

Bowen Greenwood
Clerk of Supreme Court
State of Montana

IN RE THE PARENTING OF
A.M.O.

Minor Child.

AVANLEE CHRISTINA OKRAGLY,

Petitioner and Appellee,

and

SEBASTIAN ALEXANDER KEITEL,

Respondent and Appellant.

_____/

MOTION FOR SECOND EXTENSION OF TIME TO FILE

INITIAL BRIEF

STATE OF FLORIDA)
 Ss.
County of SUMTER)

COMES NOW, Frederick J. Keitel, III, ("Intervenor"), pro se and after being first duly sworn, deposes and states as follows: I have read the Motion and drafted the Motion for Extension herein and under penalty of perjury, I hereby state that the following statements are true to the best of my knowledge

I, Frederick J. Keitel, III, ("Intervenor"), pro se, and respectfully requests an Extension of Time to File Initial Brief and for the following reasons:

- 1: On October 3, 2023, this Court granted Intervenor until November 1, 2023 to file his initial brief, due to medical issues.
2. Due to Intervenor's health issues, requiring two (2) surgeries for cancer beginning Wednesday, October 4, 2023, at Moffitt Cancer Center and then at Tampa General Hospital, Tampa, Florida, this Court granted Intervenor an extension until November 1, 2023 to file the initial brief.
3. However, Intervenor's surgeries required additional time for recovery. Intervenor's cancer required his right eye to be switched closed for one week and then the additional switches in his eye weren't removed until October 23, 2023.

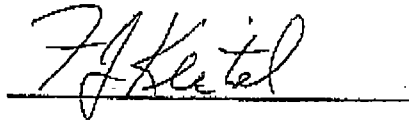
4. On October 18, 2023, Intervenor was served in a case and is forced to appear for a hearing on October 31, 2023.
5. Intervenor attempted to get an extension due to his cancer and initial brief due in this case, was denied late Friday, October 27, 2023.
6. As a result of the late notice, Intervenor wasn't able to file this motion in seven days as required by the rules.
6. Intervenor's was forced to prepare all day Friday and through the weekend, and is on his way to the airport for a 14 hour trip.
7. Intervenor has a hearing tomorrow, October 31st, then must fly back to Tampa for additional consultation with his melanoma doctors on Wednesday morning, November 1, 2023 at Moffitt Cancer in Tampa.
7. Intervenor requests an extension of five (5) days to complete and file the initial brief, until November 6th, for service overnight delivery on Tuesday, November 7, 2023, via FedEx.
10. Appellant Sebastian Keitel has no objection to the extension of time, and Appellee Ms. Okragly who is not represented by counsel, cannot be contacted for agreement due to orders of protection of the parties.

11. The extension of time is made in good faith, not for delay and there will be no prejudice to either Appellee and or Appellant.

WHEREFORE, Intervenor respectfully requests this court grant a 6 days extension for Intervenor to file the initial brief and overnight it for delivery on Tuesday, November 7, 2023 and for any other relief deemed appropriate by this court.

Submitted this 30th day of October 2023.

/s/Frederick J. Keitel, III
Frederick J. Keitel, pro se
P.O. Box 3243
Palm Beach, Florida 33480
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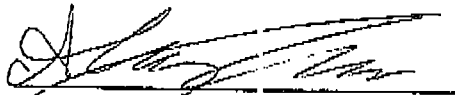
FREDERICK J. KEITEL, III

STATE OF FLORIDA

COUNTY OF SUMTER

Before me, the undersigned authority, personally appeared Frederick J. Keitel, III, who produced a passport as identification and who being duly sworn deposes and says that the Affidavit hereto is true and correct to the best of my knowledge, information and belief.

SWORN TO AND SUBSCRIBED before me this 28 day of October 2023.



NOTARY PUBLIC, State of Florida

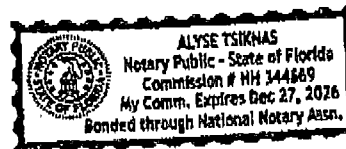
At Large

VILLAGE PARK N' SHIP

Print Name

ALYSE TSIKNAS

Commission No. HH 344669

My Commission expires: 12/27/2026

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this day October 30, 2023, a true and correct copy of the attached Motion for Extension of Time to File Initial Brief was faxed via (406) 444-5705 to Office of the Clerk of Court, Montana Supreme Court, Room 323 Justice Building, 215 N. Sanders, P.O. Box , Helena Montana, and filed with the Yellowstone County Clerk of the Court, 13th District Court, 217 N. 27th Street, 6th Floor, Billings, Montana 59107 and all parties.

/s/Frederick J. Keitel, III