

Kyle Chenoweth
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Attorney for Respondents and Appellees

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 23-0162

ROBERT L. ROSE,

Petitioner and Appellant,

v.

MONTANA DEPARTMENT OF
CORRECTIONS, BRIAN GOOTKIN, Director,
and JAMES SALMONSEN, Warden of
Montana State Prison,

Respondents and Appellees.

MOTION FOR EXTENSION

The Respondents respectfully request an extension of time until April 9, 2024, in which to prepare, serve, and file the Appellees' answer brief in the above-entitled matter. The brief is presently due on March 10, 2024, and this is the Appellees' third extension request.

This motion is made due to staffing shortages under which the Legal Services Bureau at the Department of Corrections is presently working, making it impossible to properly research, consider, and brief the issues raised by the Appellant within the time allotted.

DATED this 5th day of March 2024.

/s/Kyle Chenoweth

Kyle Chenoweth
Attorney for Appellees

CERTIFICATE OF SERVICE

I certify that on the 5th day of March 2024, I mailed a true and correct copy of the foregoing by U. S. Mail, postage prepaid to the following:

Robert L. Rose
AO# 38060
Montana State Prison
700 Conley Lake Road
Deer Lodge, MT 59722

/s/Kara Thompson

Kara Thompson, Paralegal

CERTIFICATE OF SERVICE

I, Kyle Patrick Chenoweth, hereby certify that I have served true and accurate copies of the foregoing Motion - Extension of Time to the following on 03-05-2024:

Austin Miles Knudsen (Govt Attorney)
215 N. Sanders
Helena MT 59620
Representing: Brian Gootkin, James Salmonsens
Service Method: eService

Robert L. Rose (Appellant)
AO#38060
Montana State Prison
700 Conley Lake Road
Deer Lodge MT 59722
Service Method: Conventional

Kyle Patrick Chenoweth (Attorney)
5 S. Last Chance Gulch
Helena MT 59620
Service Method: eService
E-mail Address: KChenoweth@mt.gov

Electronically signed by Kara Thompson on behalf of Kyle Patrick Chenoweth
Dated: 03-05-2024