
IN THE SUPREME COURT OF THE STATE OF MONTANA**No. DA 24-0069**

APRIL MYERS, JAMES MYERS, DARRYL WHITCANACK, PATRICIA
MILLER, EVERETT WESTERMAN, PATRICIA WESTERMAN, JAMES
STEVENSON, LONNIE BEKEL, and CINDY BEKEL

Plaintiffs – Appellants,

v.

JOSEPH KLEINHANS and AMANDA KLEINHANS

Defendants – Appellees

On Appeal from the Twenty-Second Judicial District Court
Carbon County, Hon. Matthew J. Wald
Cause No. DV 22-0081

**APPELLEES' MOTION FOR EXTENSION OF TIME TO FILE RESPONSE
BRIEF**

Eric Edward Nord
Crist, Krogh, Alke & Nord, PLLC
2708 1st Avenue North, Suite 300
Billings, MT 59101
Telephone: (406) 255-0400
Facsimile: (406) 255-0697
enord@crislaw.com

Counsel for Plaintiffs-Appellants

Shane P. Coleman
Frans A. Andersson
Daniel W. Beierwaltes
Billstein, Monson & Small PLLC
1555 Campus Way, Suite 201
Billings, MT 59102
Telephone: (406) 656-6551
shane@bmslawmt.com
frans@bmslawmt.com
daniel@bmslawmt.com

Counsel for Defendants-Appellees

Pursuant to Mont. R. App. 26(1), Appellees respectfully request a 30-day extension of time in which to file their response brief in the above-entitled matter. Good cause exists for granting this extension of time because (1) this is Appellee's first request for a 30-day extension; (2) this matter does not fall within the class of cases described in Mont. R. App. 26(2); and (3) Appellees' counsel's existing personal and professional schedule makes filing by the existing deadline difficult. Undersigned counsel is working diligently on the matter, and the proposed extension will not cause undue delay. Counsel for Appellants have been contacted regarding this motion, and do not oppose this motion.

DATED this 8th day of March, 2024.

By: /s/ Daniel W. Beierwaltes
Daniel W. Beierwaltes
for BILLSTEIN, MONSON & SMALL PLLC

Counsel for Defendants – Appellees

CERTIFICATE OF SERVICE

I, Daniel W Beierwaltes, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 03-08-2024:

Eric Edward Nord (Attorney)
2708 First Avenue North
Suite 300
Billings MT 59101

Representing: Cindy Bekel, Lonnie Bekel, Patricia Miller, April Myers, James Myers, James Stevenson, Everett Westerman, Patricia Westerman, Darryl Whitcanack
Service Method: eService

Shane P. Coleman (Attorney)
1555 Campus Way
Suite 201
Billings MT 59102
Representing: Amanda Kleinhans, Joseph Kleinhans
Service Method: eService

Frans Andersson (Attorney)
1555 Campus Way
Suite 201
Billings MT 59102
Service Method: eService
E-mail Address: frans@bmslawmt.com

Electronically Signed By: Daniel W Beierwaltes
Dated: 03-08-2024