

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No.: DA 24-0026

JAMES G. ARCHER, DENISE F. ARCHER, ROGER WAGNER, ANTOINETTE
WAGNER, RUTGER NIER, LAURA NIER, GREGORY CHAPMAN,
GREGORY SMITH, and LISA BRYANT,

Plaintiffs/Appellants,

VS.

GORDON TAIT and MICHELLE JANZ,

Defendants/Appellees.

On Appeal from the Eleventh Judicial District Court, Flathead County
Cause No.: DV-23-640E, Hon. Danni Coffman

AFFIDAVIT OF BRUCE A. FREDRICKSON

Sean S. Frampton
FRAMPTON PURDY LAW FIRM
530 West 19th Street #301
Whitefish, MT 59937
Telephone: (406) 862-9600
Facsimile: (406) 862-9611
E-mail: sean@framptonpurdy.com
Attorneys for Plaintiffs-Appellants

Bruce A. Fredrickson
Angela M. LeDuc
Taylor R. Miller
Rocky Mountain Law Partners, P.C.
1830 3rd Avenue East, Suite 301
P. O. Box 1758
Kalispell, MT 59903-1758
Telephone: (406) 314-6011
Facsimile: (406) 314-6012
E-mail: bruce@rmtlawp.com
angie@rmtlawp.com
taylor@rmtlawp.com
Attorneys for Defendants-Appellees

[illegible]

) SS:

County of Flathead

Bruce A. Fredrickson, being first duly sworn upon oath, deposes and says:

1. I am a citizen of the United States, a resident of the State of Montana, of legal age and I am competent to be a witness. I am percipient and if called upon to testify could testify to the following, all of which are within my own personal knowledge.

2. I am an attorney licensed to practice law in the State of Montana. I am lead counsel and lead appellate counsel for Defendants/Appellees, Gordon Tait and Michelle Janz, in the above captioned action.

3. I am requesting the additional 30-day extension up to and including May 8, 2024, to file Appellees' Response Brief because of a serious medical issue involving my wife as further detailed in the paragraphs that follow.

4. My wife was diagnosed with colon cancer approximately six weeks ago, and the time between diagnosis and now has been filled with doctor visits, pre-surgery CT/PET scans, and a myriad of other pre-op tests and medical consultations, all of which I have been involved with. At the time the initial extension was granted I was unaware of the extent of the pre-operative time commitments and mental toll involved and I believed that I would be able to complete Appellees' brief within the initial 30-day extended period.

5. She is now scheduled for colectomy surgery on Thursday, March 28, 2024, and will be hospitalized for a few days following the surgery.

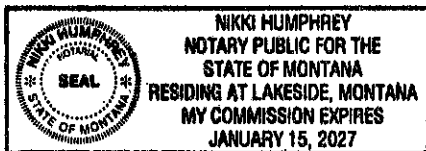
6. We are unsure what all will be involved post operatively in terms of testing, further treatment, and recuperation and will not know for certain until surgery is complete.

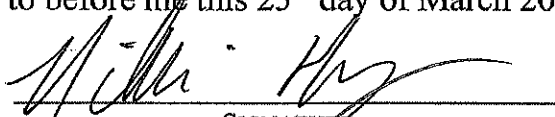
7. I have been and will continue to be involved with her care and recovery, but I do not expect the post-operative time commitments will be as intense as the time between diagnosis and surgery, and absent some unforeseen event I will be able to complete Appellees' Response Brief within the extended time.

Further your affiant says not.


Bruce A. Fredrickson

SUBSCRIBED AND SWORN to before me this 25th day of March 2024.




SIGNATURE
Nikki Humphrey
PRINT OR TYPE NAME

Notary Public for the State of Montana.
Residing at Lakeside
My commission expires:
1/15/2027
MONTH, DAY, YEAR (20**)