

MONTANA DEPARTMENT OF JUSTICE
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IN THE SUPREME COURT OF THE STATE OF MONTANA
No. DA 23-0664

WALTER JOEY OVERSTREET,
Plaintiff and Appellant,

v.

ERICK FETTERHOFF in his official and individual capacities, and JOHN DOES 3-7, BARBARA WATSON, individually, and WATSON CRASH RECONSTRUCTION, LLC, MONTANA HIGHWAY PATROL, and PARK COUNTY, MONTANA, a political subdivision, BRUCE BECKER, individually, and as Park County Attorney, SHANNAN PICCOLO, individually, and as Deputy Park County Attorney, STATE OF MONTANA, and KENDRA LASSITER, individually, and in her official capacity as Park County Attorney,^[1]

Defendants and Appellees.

APPELLEES' UNOPPOSED MOTION FOR EXTENSION OF TIME

Appellees State of Montana, Montana Highway Patrol, Erick Fetterhoff, Bruce Becker, Shannan Piccolo, and Park County move the Court for a thirty-day extension of time in which to file their answering brief. As grounds, Appellees

¹ Kendra Lassiter is improperly named in this appeal, as the district court denied Appellant's motion to amend the underlying complaint to substitute Lassiter (D.C. Doc. 122) and that order was not appealed.

state that the current deadline falls during scheduled vacation time for certain of their counsel's staff, and an extension is necessary to accommodate that time off. Counsel for Appellant has been contacted and does not oppose this motion.

A proposed order is filed herewith.

Respectfully submitted this 10th day of April 2024.

By: /s/ Liz Leman
Liz Leman
Agency Legal Counsel
Counsel for State Defendants and Appellees

By: /s/ Jennifer Morgan
Jennifer Morgan
County Litigation Group
Counsel for County Defendant and Appellee

CERTIFICATE OF SERVICE

I, Elizabeth Ann Leman, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-10-2024:

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Electronically signed by Elena Hagen on behalf of Elizabeth Ann Leman
Dated: 04-10-2024