

Jeffrey M. Roth
Jeffrey R. Kuchel
Crowley Fleck PLLP
305 South 4th Street East, Suite 100
Missoula, MT 59807-7099
Tele: (406) 523-3600
jroth@crowleyfleck.com
jkuchel@crowleyfleck.com
Attorneys for Appellee Painted Rocks Cliff, LLC

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. 24-0231

DAVID L. MURPHY PROPERTIES, LLC; and
JOHN SCHAFFER,

Plaintiffs and Appellants,

vs.

PAINTED ROCKS CLIFF, LLC; and LAKE
COUNTY, a political subdivision of the
State of Montana, by and through the
LAKE COUNTY BOARD OF
COMMISSIONERS: BILL BARRON, GALE
DECKER, and STEVE STANLEY,

Defendants and Appellees.

**APPELLEE PAINTED ROCKS'
UNOPPOSED MOTION
FOR SECOND EXTENSION
OF TIME TO FILE
RESPONSE BRIEF**

Appellee Painted Rocks Cliff, LLC ("Painted Rocks"), pursuant to Mont. R. App. P. 26(2), moves the Court for a 30-day extension of time to file its brief in response to Appellants' opening brief, thereby extending the deadline from August 14, 2024, to September 13, 2024. By Order dated June 28, 2024, this Court granted Painted Rocks its first 30-day extension. Painted Rocks' counsel has

exercised reasonable diligence and has substantial need for the extension, which is requested and is necessary due to counsel's unexpected health issues.

Counsel for Appellants and Appellee Lake County were contacted and do not object to this extension. This motion is supported by the Affidavit of Jeffrey R. Kuchel, filed herewith. A proposed order is provided for the Court's consideration.

DATED this 2nd day of August, 2024.

CROWLEY FLECK PLLP

By: /s/ Jeffrey R. Kuchel

Jeffrey R. Kuchel

*Attorneys for Appellee Painted Rocks
Cliff, LLC*

CERTIFICATE OF SERVICE

I, Jeffrey R. Kuchel, hereby certify that I have served true and accurate copies of the foregoing Motion - Extension of Time to the following on 08-02-2024:

Michael Peter Talia (Attorney)
203 N. Ewing
Jackson, Murdo & Grant
Helena MT 59601
Representing: David L. Murphy Properties, LLC, John Schaffer
Service Method: eService

Jeffrey M. Roth (Attorney)
Crowley Fleck PLLP
305 South 4th Street, Suite 100
Missoula MT 59801
Representing: Painted Rocks Cliff, LLC
Service Method: eService

James W. Raymond (Govt Attorney)
407 First Street West
polson MT 59860
Representing: Lake County, Bill Barron, Gale Decker, Steve Stanley
Service Method: eService

Electronically signed by Rose Dumont on behalf of Jeffrey R. Kuchel
Dated: 08-02-2024