08/30/2024

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 24-0261

## IN THE SUPREME COURT OF THE STATE OF MONTANA Supreme Court No. DA-24-0261

Attorney for Appellees, Paul S. Henning and Aaron J. Davies

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CHRISTOPHER SHELTON, VICKY COSTA, AND TODD COSTA,

Appellants,

v.

STATE OF MONTANA, DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES, an agency of the State of Montana, SUSAN RIDGEWAY, AXILON LAW GROUP, PLLC, PAUL S. HENNING, AARON J. DAVIES and DOES 1-20,

## Appellees.

ON APPEAL FROM THE MONTANA FIRST JUDICIAL DISTRICT COURT, LEWIS AND CLARK COUNTY, CAUSE NO.: ADV-2018-830 THE HONORABLE MIKE MENAHAN

## APPELLEE HENNING AND DAVIES' UNOPPOSED MOTION FOR EXTENSION OF TIME

COMES NOW, the Appellees, Paul S. Henning and Aaron J. Davies, by and through their attorney of record, and hereby respectfully moves this Court for an extension of time to file their Appellees' Response Brief pursuant to Rule 26(1) of the Montana Rules of Appellate Procedure.

Appellees requests this Court grant a 30-day extension from the date their Response Brief is due, which is September 6, 2024.

The reason for the extension is that Appellee Henning and Davies' Counsel will be in trial on a different matter during the time frame the brief was originally due.

Counsel for Appellants was contacted and advised as to the substance of this Motion. Appellants' counsel does not object this Motion.

DATED this 30<sup>th</sup> day of August, 2024.

ST. PETER O'BRIEN LAW OFFICES, P.C.

By\_\_\_\_\_Logan Nutzman

## **CERTIFICATE OF SERVICE**

I, Logan Alan Nutzman, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 08-30-2024:

David C. Dalthorp (Attorney) 203 North Ewing Street Helena MT 59601

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Service Method: eService

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Representing: State of Montana Service Method: eService

Electronically signed by Karla Lyons on behalf of Logan Alan Nutzman

Dated: 08-30-2024