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Case Number: DA 24-0366

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 24-0366

STATE OF MONTANA,

Plaintiff and Appellee,

vs.

ZACHERY ROBERT BAKER,

Defendant and Appellant.

UNOPPOSED MOTION FOR EXTENSION OF TIME WITH AFFIDAVIT IN SUPPORT

COMES NOW, Chad Wright, Appellate Defender for the Appellate Defender Division, and respectfully requests an extension of time until November 15, 2024, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's third request for an extension. Appellant's opening brief was first due August 15, 2024. Appellant's opening brief is currently due October 16, 2024. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 2nd day of October 2024.

OFFICE OF STATE PUBLIC DEFENDER APPELLATE DEFENDER DIVISION P.O. Box 200147 Helena, MT 59620-0147

By: <u>/s/ Chad Wright</u>
CHAD WRIGHT
Appellate Defender

STATE OF MONTANA) : ss.
County of Lewis and Clark)

I, Chad Wright, in compliance with M. R. App. P. 26(2), declare:

I am a licensed, practicing attorney in the State of Montana,
 and I am currently employed by the Appellate Defender Division,
 (ADD), as the Appellate Defender Division Administrator.

2. ADD has now filled its open vacancy and continues to use more contract attorneys to address its backlog. I am attempting to identify which ADD or contract attorney is best able to assume responsibility for the above-entitled appeal given the attorney's individual caseload.

3. Additional time will be needed for assigned counsel to be able to provide effective assistance of counsel.

4. Opposing counsel has been contacted concerning this motion and does not object.

/s/ Chad Wright
Chad Wright, Helena, MT

October 2, 2024

Date

CERTIFICATE OF SERVICE

I, Chad M. Wright, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 10-02-2024:

Austin Miles Knudsen (Govt Attorney) 215 N. Sanders Helena MT 59620 Representing: State of Montana

Service Method: eService

Joshua A. Racki (Govt Attorney) 121 4th Street North Suite 2A Great Falls MT 59401 Representing: State of Montana Service Method: eService

Electronically signed by Zoe McBride on behalf of Chad M. Wright Dated: 10-02-2024