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Attorney for Defendant and Appellant
JAY STEVEN HUBBER

IN THE SUPREME COURT OF THE STATE OF MONTANA

Cause No. DA 24-0386

STATE OF MONTANA,

Plaintiff and Appellee,

v.

JAY STEVEN HUBBER,

Defendant and Appellant.

UNOPPOSED MOTION FOR EXTENSION OF TIME

Pursuant to M. R. App. P. 26(1), the Appellant, JAY STEVEN HUBBER, respectfully requests a 30-day extension of time to and including January 20, 2025, within which to prepare, serve, and file his opening brief. The brief is presently due on December 19, 2024, and this is the Appellant's first extension request.

This motion is made for the reason that the appeal in this case involves a two-week trial, as well as pretrial proceedings. The trial transcript consists of 2,140 pages which the Appellant received less than a month ago. The issues in this case are complicated and fact-driven, and together with the heavy workload under which appellant's attorney is presently working in this and other courts, both state and federal, make it impossible to properly research, consider, and brief the issues presented by this appeal within the time allotted.

Counsel for the State, Montana Attorney General Austin Knudsen, has been contacted and his office indicated that the State does not object to the requested extension of time.

DATED this 16th day of December, 2024.

By: *s/ Palmer Hoovestal*
Palmer Hoovestal
Attorney for Appellant

CERTIFICATE OF SERVICE

I, Palmer Hoovestal, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 12-16-2024:

Ann M. Shea (Govt Attorney)
155 West Granite
Butte MT 59701
Representing: State of Montana
Service Method: eService

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

Colin M. Stephens (Attorney)
315 W. Pine
Missoula MT 59802
Representing: Jay Steven Hubber
Service Method: eService

Electronically Signed By: Palmer Hoovestal
Dated: 12-16-2024