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COUNSEL FOR PLAINTIFF AND APPELLEE

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 23-0417

STATE OF MONTANA,

Plaintiff and Appellee,

v.

TRINA ROE,

Defendant and Appellant.

**UNOPPOSED MOTION FOR EXTENSION OF TIME
AND DECLARATION IN SUPPORT**

The Appellee, State of Montana, respectfully requests a 30-day extension of time until February 10, 2025, in which to prepare, serve, and file its response brief

in the above-entitled matter. In support of this motion, undersigned counsel respectfully submits the following Declaration.

Respectfully submitted this 30th day of December, 2024.

AUSTIN KNUDSEN
Montana Attorney General
Justice Building
P.O. Box 201401
Helena, MT 59620-1401

By: /s/ Carrie L. Garber
CARRIE L. GARBER
Assistant Attorney General

DECLARATION

Pursuant to Mont. Code Ann. § 1-6-105, I, Carrie L. Garber, hereby declare as follows:

1. I am a licensed, practicing attorney in the State of Montana, and am currently employed by the Montana Department of Justice, Office of Attorney General, Appellate Services Bureau, as an Assistant Attorney General.
2. In my capacity as Assistant Attorney General, I have been assigned to handle the above-entitled matter.
3. The Appellee's brief is presently due on January 11, 2025. This is the State's second motion for extension of time, and the State is requesting a 30-day extension to file its Appellee's brief.

4. I have been unable to complete my brief in this case due to my workload. I began working for the Office of the Attorney General, Appellate Services Bureau, in late September, and have since been assigned several cases that I am reviewing and preparing to brief. I filed a response brief in *State v. Roberts*, DA 23-0715, on October 24, 2024, and a response brief in *Matter of M.H.W.*, DA 23-0411, on December 2, 2024. I will file the response brief in DA 23-0381, *State v. LaPointe*, on or before January 15, 2025.

5. I will work diligently to complete the matter in the time requested.

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

7. I hereby declare under penalty of perjury under the laws of the United States of America and the State of Montana that the foregoing is true and correct.

Respectfully submitted this 30th day of December, 2024.

/s/ Carrie L. Garber

CARRIE L. GARBER

CERTIFICATE OF SERVICE

I, Carrie L. Garber, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 12-30-2024:

Matthew C. Jennings (Govt Attorney)
200 W. Broadway
Missoula MT 59802
Representing: State of Montana
Service Method: eService

Haley Connell Jackson (Attorney)
Office of the Appellate Defender
555 Fuller Avenue
Helena MT 59620
Representing: Trina Roe
Service Method: eService

Electronically signed by Janet Sanderson on behalf of Carrie L. Garber
Dated: 12-30-2024