FILED

04/18/2025

Bowen Greenwood

Case Number: DA 25-0007

IN THE SUPREME COURT OF THE STATE OF MONTANA Supreme Court Case No. DA 25-0007

SENTRY ELECTRICAL GROUP, INC. and CLEARWATER ENERGY RESOURCES LLC,

Appellants/Defendants,

v.

GRIZZLY TRANSPORT LLC,

Appellee/Plaintiff.

Appeal from the Sixteenth Judicial District Court, Rosebud County Cause No. DV-24-44 The Honorable Nickolas C. Murnion, Presiding.

UNOPPOSED MOTION FOR SECOND EXTENSION OF TIME

Eric Edward Nord Crist, Krogh, Alke & Nord, PLLC 2708 1st Avenue North, Suite 300 Billings, MT 59101 Telephone: (406) 255-0400 enord@cristlaw.com

Counsel for Appellants-Defendants

Alex W. Hamman Calton, Hamman & Wolff, P.C. 2075 Central Avenue, Suite 4 Billings, Montana 59102 Telephone: (406) 656-0900 <u>alexhamman@chwlawfirm.com</u>

Counsel for Appellee-Plaintiff

COME NOW, Appellants, Sentry Electrical Group, Inc. and Clearwater Energy Resources, LLC, by and through their counsel, Eric Edward Nord, of Crist, Krogh, Alke & Nord, PLLC, and hereby move the Court for an additional extension of time to file their Opening Brief to May 16, 2205. Pursuant to M.R.App.P. 26(2), attached as Exhibit "A" to this Motion is the Affidavit of Eric Edward Nord, which supports Appellants' request.

Opposing counsel has been contacted and does not object to this request.

A proposed Order is submitted herewith.

DATED this 18th day of April, 2025.

CRIST, KROGH, ALKE & NORD, PLLC

By: <u>/s/ Eric Edward Nord</u>

Eric Edward Nord 2708 1st Avenue North, Suite 300 Billings, MT 59101

Attorneys for Appellants/Plaintiffs

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AFFIDAVIT OF ERIC EDWARD NORD

Eric Edward Nord Crist, Krogh, Alke & Nord, PLLC 2708 1st Avenue North, Suite 300 Billings, MT 59101 Telephone: (406) 255-0400 enord@cristlaw.com Alex W. Hamman Calton, Hamman & Wolff, P.C. 2075 Central Avenue, Suite 4 Billings, Montana 59102 Telephone: (406) 656-0900 alexhamman@chwlawfirm.com

Counsel for Appellants-Defendants

Counsel for Appellee-Plaintiff



STATE OF MONTANA)

SS.

County of Yellowstone)

I, Eric Edward Nord, being first duly sworn on oath, state as follows:

I am an attorney licensed to practice law in the State of Montana. I have 1. personal knowledge of the facts set forth herein.

Appellants' Opening Brief was first due on March 17, 2025, but was 2. granted its first extension of time to April 16, 2024.

Appellants request an additional thirty (30) days extension to May 16, 3. 2025 to file their Opening Brief.

The reason for Appellants' request is that the parties have tentatively 4. settled this matter and are in the process of finalizing the settlement.

Appellant has exercised diligence and is in need of the extension of time 5. to save its financial resources in not having to incur the expense of drafting an Opening Brief when they believe this matter has settled. If finalization of the settlement does not occur by May 16, 2025, the Appellant will file its Opening Brief.

Appellees do not object to Appellants' request. 6.

FURTHER YOUR AFFIANT SAITH NOT.

DATED this18th day of April, 2025.

E Edward Nord

STATE OF MONTANA) :ss. County of Yellowstone)

On this 18th day of April, 2024, before me a Notary Public for the State of Montana, personally appeared Eric Edward Nord, known to me and executed the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the date first above written.



uptal with

Notary Public for the State of Montana

CERTIFICATE OF SERVICE

I, Eric Edward Nord, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-18-2025:

Alex W. Hamman (Attorney) 2075 Central Ave., Suite #4 Billings MT 59102 Representing: Grizzly Transport LLC Service Method: eService

> Electronically Signed By: Eric Edward Nord Dated: 04-18-2025