

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 23-0545

STATE OF MONTANA,

Plaintiff and Appellee,

v.

CHARLES GALEN LANE,

Defendant and Appellant.

**UNOPPOSED MOTION FOR EXTENSION OF TIME
WITH AFFIDAVIT IN SUPPORT**

COMES NOW Appellant Charles Lane, through Counsel Kelli Cummings, respectfully requesting a 60-day extension of time until October 4, 2025, to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. The Appellant's opening brief was first due July 3, 2024. Appellant's opening brief is currently due August 4, 2025. Counsel for Appellant submits the attached affidavit in support of this motion. Opposing counsel has been contacted and has no objection.

Respectfully submitted July 25, 2025

/s/ Kelli A. CummingsKelli A. Cummings
Attorney for Appellant

I, Kelli A. Cummings, appointed counsel for Appellant Charles Lane, pursuant to M. R. App. P. 26(2) and Mont. Code Ann. § 1-1-203(1), declare:

1. I am a licensed attorney in the State of Montana, practicing law.
2. I am a contract attorney with the Office of Appellate Defenders. Through OAD, I was appointed on this matter on March 17, 2025,
3. The counsel's reason for the requested extension is that while she has reviewed this record in this matter, she requires additional time to consult with her client and prepare a briefing for this appeal.
4. Counsel has contacted opposing counsel regarding this motion for extension, and they do not object.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted July 25, 2025

/s/ Kelli A. Cummings
Kelli A. Cummings

CERTIFICATE OF SERVICE

I, Kelli Cummings, hereby certify that I have served true and accurate copies of the foregoing Motion - Extension of Time to the following on 07-25-2025:

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

Chad Brendon Glenn (Govt Attorney)
414 E. Callender St
Livingston MT 59047
Representing: State of Montana
Service Method: eService

Electronically Signed By: Kelli Cummings
Dated: 07-25-2025