

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 24-0700

STATE OF MONTANA,

Plaintiff and Appellee,

v.

JASON PAUL KELLY,

Defendant and Appellant.

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

COMES NOW, Tammy A. Hinderman, Division Administrator for the Appellate Defender Division, and respectfully requests a 60-day extension of time until October 21, 2025, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. Appellant's opening brief was first due February 21, 2025. Appellant's opening brief is currently due August 22, 2025. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 13th day of July 2025.

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

By: /s/ Tammy A. Hinderman
TAMMY A. HINDERMAN
Division Administrator

I, Tammy A. Hinderman, pursuant to M. R. App. P. 26(2) and Mont. Code Ann. §§ 1-1-203(1), 1-6-105(1)(a), declare:

1. I am a licensed practicing attorney in the State of Montana. I am the Division Administrator for the Appellate Defender Division (ADD).

2. ADD 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/ Tammy A. Hinderman
Tammy A. Hinderman
Helena, Montana

July 13, 2025
Date

CERTIFICATE OF SERVICE

I, Tammy Ann Hinderman, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 08-13-2025:

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

Kevin Downs (Govt Attorney)
228 E. Broadway
Helena, MT MT 59601
Representing: State of Montana
Service Method: eService

Electronically signed by Zoe McBride on behalf of Tammy Ann Hinderman
Dated: 08-13-2025