

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 24-0485

William J. Levine  
MARRA, EVENSON & LEVINE, P.C.  
2 Railroad Square, Suite C  
P.O. Box 1525  
Great Falls, Montana 59403-1525  
Telephone (406) 268-1000  
[wlevine@marralawfirm.com](mailto:wlevine@marralawfirm.com)

*Attorneys for Third-Party Defendant  
and Cross-Appellant Shana Diekhans*

<p>DAREN ENGELLANT, individually and acting as Personal Representative of the ESTATE OF GREGORY ENGELLANT,</p> <p>Plaintiff, Appellant, and Cross-Appellee,</p> <p>v.</p> <p>CROWLEY FLECK, PLLP and DANIEL N. McLEAN,</p> <p>Defendants, Appellees, and Cross-Appellants.</p>	<p><b>THIRD-PARTY DEFENDANT SHANA DIEKHAN'S MOTION FOR EXTENSION OF TIME TO FILE ANSWER AND BRIEF</b></p>
--	---

<p>CROWLEY FLECK, PLLP and DANIEL N. McLEAN,</p> <p style="text-align: center;">Third-Party Plaintiffs and Cross-Appellants,</p> <p style="text-align: center;">v.</p> <p>KENNETH ENGELLANT and SHANA DIEKHANS,</p> <p style="text-align: center;">Third-Party Defendants and Cross-Appellants</p> <p style="text-align: center;">v.</p> <p>KEVIN ENGELLANT,</p> <p style="text-align: center;">Intervenor and Appellant.</p>	
---	--


Pursuant to Rule 26(1), M.R.App.P., Third Party Defendant Shana Diekhans (“Diekhans”) respectfully moves the Court for an extension of time in which to file her Answer Briefs to Kevin Engellant’s Opening Brief and to Daren Engellant’s Opening Brief. Kevin Engellant’s Opening Brief was filed and served on July 28, 2025; Daren Engellant’s Opening Brief was filed and served on July 29, 2025. Ms. Diekhan’s deadline to file her Answer Brief is August 27, 2025, in relation to Kevin Engellant’s Opening Brief, and is August 28, 2025, in relation to Daren Engellant’s Opening Brief. Ms. Diekhans respectfully requests her deadline

to file and serve her Answer Brief to both Kevin Engellant's Opening Brief and Daren Engellant's Opening Brief, be extended up to and including **September 26, 2025**, i.e., 30 days from August 27, 2025. The undersigned has communicated with Kevin Engellant, *pro se*, and with counsel for Daren Engellant, and Kenneth Engellant, regarding this extension of time. Counsel for Crowley Fleck for Daren Engellant and for Kenneth Engellant indicated their respective clients do not object to this Motion. Kevin Engellant has not indicated whether or not he objects to this Motion.

A proposed order granting this extension is provided for the Court's convenience.

DATED August 13, 2025.

MARRA, EVENSON & LEVINE, P.C.

By:   
\_\_\_\_\_  
William J. Levine, Attorney for Third-Party  
Defendant Shana Diekhans

## CERTIFICATE OF SERVICE

I, William Joseph Levine, hereby certify that I have served true and accurate copies of the foregoing Motion - Extension of Time to the following on 08-14-2025:

Mikel L. Moore (Attorney)  
305 Mountain Gateway Drive  
Kalispell MT 59904  
Representing: Crowley Fleck, PLLP, Daniel N. McLean  
Service Method: eService

Eric M. Brooks (Attorney)  
145 Commons Loop  
Kalispell MT 59904  
Representing: Crowley Fleck, PLLP, Daniel N. McLean  
Service Method: eService

Michael L. Rausch (Attorney)  
Libert Center, Suite 302  
9 Third Street North  
Great Falls MT 59401  
Representing: Kenneth Engellant  
Service Method: eService

Emily Marjoria McCulloch (Attorney)  
201 West Railroad St., Suite 300  
Missoula MT 59802  
Representing: Kenneth Engellant  
Service Method: eService

Ashley C. McCormack (Attorney)  
PO Box 399  
Kalispell MT 59901  
Representing: Daren Engellant, Gregory Engellant  
Service Method: eService

Kevin Engellant (Appellant)  
554 Fox Ridge Dr.  
Dillon MT 59725  
Service Method: Conventional

Electronically signed by Brenda McGee on behalf of William Joseph Levine  
Dated: 08-14-2025