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Attorney for Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 23-0459

STATE OF MONTANA,

Plaintiff and Appellee,

v.

DEANDRE LARON GULLEY,

Defendant and Appellant.

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

COMES NOW, Toby Cook of Snyder, Beaudry & Cook, PC, and respectfully requests a 90-day extension of time until December 4, 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 November 15, 2023. Appellant's opening brief is currently due

September 5, 2025. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 28th day of August, 2025.

SNYDER, BEAUDRY & COOK, PC

By: /s/ Toby Cook
TOBY COOK
Counsel for Appellant

4. This is Appellant's twentieth request for an extension.

However, this the first request for extension since I was retained in this matter. All prior extensions have been for 30 days, with the exception of one 60-day extension. I am requesting an additional 90 days to file the opening brief.

5. I have secured all pretrial motions, transcripts of hearings, and discussed the case with trial counsel. This is a homicide case, and it is my understanding that the total record is approximately 5,000 pages. I have reviewed several pretrial motions and hearing transcripts, but I am still working with prior counsel to secure the trial transcripts.

6. Further, Mr. Gulley is incarcerated out of state, making attorney-client communications sporadic and limited. Additionally, I will be out of state for the week of August 31st to September 6th, 2025. Thus, I am in substantial need of an extension.

7. Mr. Gulley is currently incarcerated at the Saguaro Correctional Center in Eloy, Arizona.

8. I will work diligently to complete this matter in the time requested. I do not anticipate needing any further extensions.

9. Counsel for the State does not object to this request.

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

/s/ Toby Cook
Toby Cook
Bigfork, Montana

August 28, 2025
Date

CERTIFICATE OF SERVICE

I, Tobias Joel Cook, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 08-28-2025:

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Electronically Signed By: Tobias Joel Cook
Dated: 08-28-2025