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Attorney for Petitioner/Appellant Rodriguez

IN THE SUPREME COURT OF THE STATE OF MONTANA

CAUSE NO. DA 23-0677

JUAN ANASTASIO RODRIGUEZ,

Petitioner and Appellant,

vs.

STATE OF MONTANA,

Respondent and Appellee.

UNOPPOSED

MOTION FOR EXTENSION OF TIME

COMES NOW, Petitioner/Appellant Juan Anastasio Rodriguez through Counsel, pursuant to Mont. R. App. P. 16(1) and 26(1) and moves for a thirty (30) day extension of time within which to file his Reply Brief. In support of this Motion, Movant states as follows:

1. Pursuant to Mont. R. App. P. 16(1), Counsel for Petitioner/Appellant has contacted the Office of the Attorney General and the State does not object to this request.
2. Pursuant to Mont. R. App. P. 26(1), Movant states as follows:
 - a. Movant requests a 30-day extension of time within which to file his Reply Brief.
 - b. Movant notes the following:
 - i. Appellant's Reply Brief was first due, and is currently due, filed on or before September 12, 2025;
 - ii. Appellant requests in this motion that his Reply Brief shall be due filed on or before October 13, 2025.
 - c. The reasons for the requested extension are as follows:
 - i. Counsel for Movant is sole counsel for the following Defendants:
 1. *State of Montana v. Robert Harvel*, First Judicial District Court, Cause No. DDC-22-40, charged with deliberate homicide, scheduled for Trial September 16 – September 26, 2025, before the Honorable Christopher Abbott, in Helena, Montana.
 2. *State of Montana v. Robert Marcia-Garcia*, Fourth Judicial District Court, Cause No. DC-24-558, which is set for a Trial

Scheduling Conference on September 9, 2025, before the Honorable Tara Elliott.

3. *State of Montana v. Jason Spadt*, Fourth Judicial District Court, Cause No. DC-21-126, which is set for a Status Conference on September 9, 2025, before the Honorable Tara Elliott.

4. *United States v. Twyla Gloko*, United States District Court for the District of Alaska, Cause No. 24-CR-6-TMB-MMS (6), set for a Change of Plea hearing on September 29, 2025, before the Honorable Matthew Scoble, in Anchorage, Alaska.

ii. Due to these cases, in particular, preparation for the trial beginning on September 16, 2025, counsel for Appellant will not have the necessary time to adequately prepare and file Appellant's Reply Brief.

3. Pursuant to Mont.R.App.P. 16(3) Movant/Appellant provides a succinct statement of the relief sought as follows:

a. Movant/Appellant seeks an extension and Order providing his Reply Brief shall be filed on or before October 13, 2025.

Respectfully submitted this 3rd day of September, 2025.

/s/ Shandor S. Badaruddin

Shandor S. Badaruddin

Attorney for Petitioner/Appellant Rodriguez

CERTIFICATE OF SERVICE

I, Shandor Badaruddin, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 09-03-2025:

Joshua A. Racki (Govt Attorney)
121 4th Street North
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Representing: State of Montana
Service Method: eService

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Electronically signed by Tricia Lynn Treichel on behalf of Shandor Badaruddin
Dated: 09-03-2025