

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 24-0365

STATE OF MONTANA,

Plaintiff and Appellee,

v.

JUSTIN DOUGHERTY,

Defendant and Appellant.

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

COMES NOW, Gregory Hood, Assistant Appellate Defender, and respectfully requests a 30-day extension of time until October 27, 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 June 24, 2024. Appellant's opening brief is currently due September 25, 2025.

Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 15th day of September, 2025.

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

By: /s/ Gregory Hood
GREGORY HOOD
Assistant Appellate Defender

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

1. I am a licensed practicing attorney in the State of Montana. I am an Assistant Appellate Defender for the Appellate Defender Division of the Office of the State Public Defender.

2. I represent Justin Dougherty in DA 24-0365. Appellant's opening brief was first due June 24, 2024. Appellant's opening brief is currently due September 25, 2025. I was assigned to this case on March 12, 2025. This is the fourteenth request for extension in Mr. Dougherty's case.

3. I will be unable to complete the opening brief in this matter within the previously allotted time

4. I am in substantial need of an additional extension of time to complete the opening brief in Mr. Dougherty's matter. I have been working on older, previously assigned cases. I will work diligently to complete this brief in the requested time.

5. To the best of my knowledge, Mr. Dougherty is not currently incarcerated.

6. Opposing counsel has been contacted concerning this motion and does not object.

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

/s/ Gregory Hood
Missoula Montana

September 15, 2025

CERTIFICATE OF SERVICE

I, Gregory Nelson Hood, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 09-15-2025:

Audrey S. Cromwell (Govt Attorney)
502 S 19th Ave
Ste 102
Bozeman MT 59715
Representing: State of Montana
Service Method: eService

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

Electronically signed by Kat J. Hahm on behalf of Gregory Nelson Hood
Dated: 09-15-2025