

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 24-0551

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

CHARLES FABIAN IDHEN,

Defendant and Appellant.

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

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COMES NOW, Dustin Kuipers, Assistant Appellate Defender for the Appellate Defender Division, and respectfully requests a 30-day extension of time until November 10, 2025, in which to prepare, file, and serve Appellant's opening brief in the above-entitled matter. Appellant's opening was first due November 7, 2024. Appellant's opening brief is currently due October 10, 2025. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 30<sup>th</sup> day of September, 2025,

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

By: /s/ Dustin L. Kuipers  
DUSTIN KUIPERS  
Assistant Appellate Defender

I, Dustin Kuipers, 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 was recently hired as an Assistant Appellate Defender for the Appellate Defender Division (ADD).

2. In that capacity, I was assigned as counsel *State of Montana v. Idhen*, (DA 24-0551). The appellant is currently incarcerated.

3. Appellant's opening brief was first due November 7, 2024. The opening brief is currently due October 10, 2025. This is Appellant's ninth extension request but my third request since being assigned to this case. I am requesting an extension of 30 days, until November 10, 2025, to submit the opening brief.

4. I will work diligently to complete the matter in the time requested.

5. The State has been contacted and does not object to this request.

/s/Dustin L. Kuipers  
Dustin L. Kuipers  
Helena, Montana

September 30, 2025  
Date

## **CERTIFICATE OF SERVICE**

I, Dustin Lee Kuipers, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 09-30-2025:

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

Scott D. Twito (Govt Attorney)  
PO Box 35025  
Billings MT 59107  
Representing: State of Montana  
Service Method: eService

Electronically signed by Kat J. Hahm on behalf of Dustin Lee Kuipers  
Dated: 09-30-2025