

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court No. DA-25-0272

SPENCER MELBY, an individual and
COLLETTE MELBY, an individual,

Plaintiffs and Appellees,

vs.

BRUCE DOERING, an individual and
KIM DOERING, an individual,

Defendants and Appellants.

On Appeal from the Fourth Judicial District Court, Missoula County,
Cause No. DV-21-671, Hon. Judge Jason Marks

**Appellees' Second Unopposed Motion for Extension of Time
to File Response Brief**

APPEARANCES

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Plaintiffs/Appellees Spencer Melby and Collette Melby, by and through their counsel of record, hereby move this Court for a 14-day extension of time to file their response brief to the Appellants' Opening Brief, dated July 14, 2025. The current deadline to file the response is November 24, 2025, which was set after this Court granted appellee's first motion for extension. By granting this request for extension, the deadline would be set on December 8, 2025.

Appellees' schedule has still been extremely full due to two other appellate briefs having been due recently, as well as significant work in cases pending at the trial court level.

In addition, the parties have renewed settlement discussions. In order to keep costs down, and give those settlement discussions a chance to succeed, the undersigned refrained from concerted effort on the brief. This decision was made in part due to request by opposing counsel. That said, the undersigned has been informed today November 18 that settlement will not occur.

I understand that Rule 26(2), M.R. App. P. contemplates that extensions must be filed at least seven days prior to the expiration of time prescribed for filing a brief. I understand I will be filing a motion for extension six days prior to the expiration of time prescribed to file the response brief at issue. I request that, given my constraints due to workload and settlement discussions, this Court grant Appellees' Second Motion for Extension nonetheless.

Opposing counsel has been contacted and does not object to the requested extension. A proposed order and a supplemental affidavit are submitted herewith.

DATED November 18, 2025.

BALDWIN LAW, PLLC

By: /s/ Robert K. Baldwin

Robert K. Baldwin

Attorney for Appellees

CERTIFICATE OF SERVICE

I, Robert K. Baldwin, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 11-18-2025:

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Electronically Signed By: Robert K. Baldwin
Dated: 11-18-2025