FILED
05/27/2026
Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA
Case Number: DA 26-0127

IN THE SUPREME COURT OF THE STATE OF MONTANA
Cause No. DA 26-0127

EUGENE FORD,

Plaintiff and Appellant,

vs.

MIKE BATISTA, DIRECTOR, DEPARTMENT OF CORRECTIONS, AND STATE OF MONTANA,

Defendants and Appellees.

ORDER

Counsel for Appellee has filed a second motion for extension of time to file the State's response brief. The Court notes that on May 7, 2026, Appellant filed a Plaintiff/Appellant's Objection to Counsel's Motion for Extension of Time objecting to any extensions and stating he has not been contacted regarding whether or not he objects. Pursuant to M. R. App. P. 26(1), "Within the text of each motion requesting an extension of time submitted to the supreme court for its consideration, except for those involving the attorney general and an incarcerated self-represented litigant, counsel shall note that opposing counsel has been contacted concerning the motion and whether opposing counsel objects to the motion." Because Appellant is incarcerated, no notification of objection is required.

Upon consideration of Appellee's motion for an extension of time, and good cause appearing therefore,

IT IS HEREBY ORDERED Appellee is granted an extension of time to and including June 26, 2026, within which to prepare, file, and serve the State's response brief.

Electronically signed by:
Cory Swanson
Chief Justice, Montana Supreme Court
May 27 2026