

**IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

State of North Dakota,
Plaintiff and Appellee

v.

A.P., child; S.P., mother; B.P., father,
Respondents

and

Supreme Court No. 20220201
Williams County No. 53-2018-JV-00084

D.L.W., grandmother; M.W., grandfather
Interested Parties and Appellees

And

Karena Jensen, foster mother, and
Keith Jensen, foster father,
Interested Parties and Appellants

Appeal from the
Order Denying Motion to Modify and
Order Approving Transition Plan dated June 24, 2022
Northwest Judicial District Court, Williams County, North Dakota
The Honorable Joshua B. Rustad, Presiding

MOTION FOR EXTENSION OF TIME TO FILE APPELLANT BRIEF

Seymour R. Jordan (#07785)
Special Assistant Williams County State’s
Attorney
200 North Main Street/Box 84
Crosby, North Dakota 58730
Phone: 701.965.6451
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[¶1] COMES NOW THE COUNSEL FOR THE PLAINTIFF-APPELLEE, State of North Dakota, by and through their attorney, Special Assistant Williams County State’s Attorney, Seymour R. Jordan, and respectfully ask the Court for an order extending the time to file the Appellee’s Brief, pursuant to Rule 26(b) of the North Dakota Rules of Appellate Procedure, which states in part that “for good cause, the court may extend the time prescribed by these rules or by its order to perform any act, or may permit an act to be done after that time expires.”

[¶2] The Brief of Interested Parties-Appellants was filed and served on September 16, 2022. The Appellee Brief being due 30 days after this date, would have a due date of October 16, 2022, which was a Sunday. Therefore, it would be due the following Monday, which was October 17, 2022. Due to a very heavy caseload at this time, Attorney Jordan, is respectfully requesting an extension of two (2) weeks time from October 17, 2022, to complete the Brief.

By: /s/ Seymour R. Jordan
Seymour R. Jordan (#07785)
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Attorney for Appellee

CERTIFICATE OF COMPLIANCE WITH RULE 32(a)

[¶12] This Brief contains 12 pages, excluding the parts of the brief exempted by N.D.R.App.P. 32(a)(8)(A). I certify this Brief complies with the type face requirements of N.D.R.App.P. 32 and the type style requirements of that Rule, because it has been prepared in a proportionally-spaced typeface using a Microsoft Word, Time New Roman, 12-point font.

By: /s/ Seymour R. Jordan
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Email: srjordan@nd.gov

CERTIFICATE OF SERVICE

[¶13] I hereby certify that true and correct copies of the Response to Petition for Supervisory Writ and Appendix were on the 28th day of September, 2022, served electronically on the following:

Mark A. Friese (#05656)
Attorney for Plaintiff
Vogel Law Firm
218 NP Avenue
PO Box 1389
Fargo, ND 58107-1389
701.237.6983
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By: /s/ Seymour R. Jordan
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And

Karena Jensen, foster mother, and
Keith Jensen, foster father,
Interested Parties and Appellants

CERTIFICATE OF SERVICE

[¶1] I, Seymour R. Jordan, Divide County State’s Attorney, being first duly sworn, hereby certify that a true and correct copy of:

1. Motion for Extension of Time to File Appellee’s Brief

Was served upon the following, by electronic means:

Peter D. Morowski – pete@heartriverlaw.com
Thomas E. Kalil – tom@kalillawfirm.com
Misty Nehring – mnehring@youworksnd.org
Benjamin C. Pulkrabek – puldrabek@lawyer.com

Was served upon the following by U.S. Mail:

B.P.
1318 – 18th Street West, Apt. 34
Williston, ND 58801

S.P.
2046 – 125th T. Ave. NW
Watford City, ND 58854

Dated this 18th day of October, 2022.

By: /s/ Seymour R. Jordan
Seymour R. Jordan (#07785)
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State's Attorney
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Phone 710.965.6451
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Attorney for Appellee

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