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IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,	)	
	)	No. 50087-2022
Plaintiff-Respondent,	)	
	)	Ada Co. Case No.
v.	)	CR01-21-34839
	)	
AARON ANSON VON EHLINGER,	)	UNCONTESTED MOTION FOR
	)	THIRD EXTENSION OF TIME
Defendant-Appellant.	)	FOR FILING RESPONDENT’S
	)	BRIEF

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Plaintiff-Respondent, State of Idaho, by and through the undersigned attorney, moves this Court for an order extending the time in which the state’s brief will be due until November 1, 2023. This motion is based on the affidavit of the undersigned attorney. Said affidavit is attached hereto and incorporated by reference herein.

DATED this 4th day of October, 2023.

/s/ Kenneth K. Jorgensen  
KENNETH K. JORGENSEN  
Deputy Attorney General

AFFIDAVIT

STATE OF IDAHO     )  
                                  ) ss  
COUNTY OF ADA    )

KENNETH K. JORGENSEN, being first duly sworn on oath, deposes and says:

- (1) The date on which the brief of the State of Idaho is due is October 4, 2023.
- (2) Two extensions of time have previously been granted.
- (3) An extension of time is requested inasmuch as the Office of the Attorney General, owing to the large volume of criminal appeals, has been unable to process all briefs and other filings within the established time limits, and would be unable to adequately research the issues involved in the case if an extension of time were not granted. During the past 28 days, in addition to working on the brief due in the present case, I have filed and/or been involved in the research and writing of briefs and other pleadings in State v. Spencer, #49894, State v. Chavez, #49953, State v. Radue, #49945, State v. Fueller, #50052, State v. Myler, #50228, State v. Haddox, #49741, State v. Crofts, #50535, State v. Peterson, #50361, State v. Callahan, #50664, State v. Grist, ##50370/50371, State v. Guerrero, #50180, State v. Pratt, #50192, State v. Tucker, #50571, State v. Dalton, #50146, State v. Rudolph, #50271, State v. Freeman, #50567, State v. Whitaker, #50449, State v. Lacy, #49798, State v. Millar, #50377, State v. Robinson, ##50324/50325/50326/50327, State v. Robinson, #50385, and a Reply brief in Support of Petition for Writ of Certiorari in Idaho v. Dorff, No. 22-1226; I prepared for and presented oral argument in State v. Hoover, #49955, before the Idaho Court of Appeals, on September 14; and, I have reviewed and edited the work product of other attorneys and paralegals in the Appellate Unit. I also presented at a legal training in San Francisco, California, on September 12 and 13, 2023.

(4) The State of Idaho requests an extension of 28 days from the due date, whereupon its brief would become due on November 1, 2023.

(5) The parties have not stipulated that the proposed extension be granted.

(6) The affiant assures the Court that every effort will be made to file the brief within the requested time.

CERTIFICATION

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

10/4/2023

Date

/s/ Kenneth K. Jorgensen

KENNETH K. JORGENSEN

Deputy Attorney General

CERTIFICATE OF UNCONTESTED MOTION

The Office of the State Appellate Public Defender has no objection to this request for extension of time.

/s/ Kenneth K. Jorgensen

KENNETH K. JORGENSEN

Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this 4th day of October, 2023, served a true and correct copy of the UNCONTESTED MOTION FOR THIRD EXTENSION OF TIME FOR FILING RESPONDENT'S BRIEF to the attorney listed below by means of iCourt File and Serve:

ERIK R. LEHTINEN  
INTERIM STATE APPELLATE PUBLIC DEFENDER  
[documents@sapd.idaho.gov](mailto:documents@sapd.idaho.gov)

/s/ Kenneth K. Jorgensen  
KENNETH K. JORGENSEN  
Deputy Attorney General

KKJ/dd

