

IN THE SUPREME COURT  
STATE OF SOUTH DAKOTA

\*\*\*\*\*

AMBER KAYE CHRISTENSON, and  
ALLEN ROBISH,  
Appellants,

vs.

CROWNED RIDGE WIND, LLC, and  
SOUTH DAKOTA PUBLIC UTILITIES  
COMMISSION,  
Appellees.

NO. 29334

*AFFIDAVIT IN SUPPORT  
OF MOTION FOR  
EXTENSION OF TIME*

\*\*\*\*\*

STATE OF SOUTH DAKOTA )  
  :SS  
COUNTY OF MINNEHAHA )

I, R. Shawn Tornow, being the attorney of record for Appellants in the above-entitled action, being first duly sworn upon his oath, deposes and states as follows:

1. That Appellants brief in the above-captioned matter is presently due for filing with this Court on or about August 24, 2020.

2. That due to a number of other pending matters, circumstances and commitments, your Affiant has been unable to prepare Appellants brief in this matter and in the near future will not be able to prepare the brief until some time after the currently scheduled due date.

3. That upon receiving the necessary appellate transcript(s) in mid-July, and in since having some difficulty navigating the over 22,000 page settled record (when your Affiant was not the attorney of record below) your Affiant, as part of his solo practice, has been dealing with a number of other pressing professional and personal matters, including, in part, dealing with over the last week what turned into a 3-day preliminary injunction proceeding before Judge Schreier in Federal Court – with a final brief in that unexpectedly protracted federal case matter due to the Court on August 24, 2020; and in also dealing hands-on with my Father-in-law’s (also unexpected) immediate transition

from home to the hospital to end-of-life hospice care over the last two weeks and as hearing from his doctor today to continue into this weekend and early next week. Unfortunately, my Father-in-law is both my wife and my last living parent following my Mother's passing at the end of 2019. As such, overall and through no fault of Appellants, these unanticipated health-related circumstances have been extremely tough - and very much time-consuming outside of this office - over the past number of months as related to my family's healthcare concerns and corresponding end-of-life care issues to handle.

4. That due to the workload created by normal day-to-day file business matters within Affiant's small law firm office, appellate briefs such as this typically should be drafted and submitted for word processing formatting, review and editing and, in addition, outside printing services a number of days prior to the brief's final due date.

5. As outlined above, your Affiant has been otherwise tied-up over the last several days and, as such, has not had an opportunity to reach out and make contact with both of Appellees respective counsel(s) office(s), in order to determine if they would kindly agree to either stipulate to or not oppose Appellants' good faith motion herein. Should Appellees have no objection hereto, on behalf of Appellants, your Affiant would certainly be very appreciative of such consideration of the good faith extension request herein. In light of the foregoing background circumstances, your Affiant presently trusts and also has a good faith belief that an additional forty (40) days should, hopefully, provide the necessary time to draft, finalize, compile, serve and file Appellants' brief to this Court in this matter.

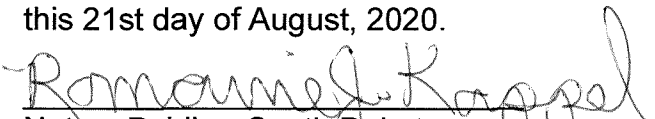
*WHEREFORE*, your Affiant respectfully requests a forty (40) day extension of time from this Court in which to prepare and file Appellants' brief in the above-entitled matter.

Dated this 21st day of August, 2020



R. Shawn Tornow, Affiant

Subscribed and sworn to before me  
this 21st day of August, 2020.

  
Notary Public—South Dakota  
My Commission Expires: 5-23-24

