

**FILED**

APR - 7 2015

CLERK OF THE SUPREME COURT  
STATE OF WASHINGTON

**FILED**  
**Apr 02, 2015**  
Court of Appeals  
Division III  
State of Washington

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON  
DIVISION III

STATE OF WASHINGTON,	)	
	)	
Respondent,	)	No. 31638-6-III
	)	
vs.	)	
	)	
MICHAEL ALLEN BUDD,	)	MOTION FOR EXTENSION
	)	OF TIME TO FILE
Appellant.	)	PETITION FOR
	)	DISCRETIONARY REVIEW
	)	

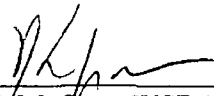
91529-6

COMES NOW the State of Washington by Kevin J. McCrae, Deputy Prosecuting Attorney for Grant County, and moves the Court for an Order Extending the Time to allow Respondent to file a Petition for Discretionary Review in the above matter for a period of two weeks, until April 17, 2015.

This Motion is based upon the attached Declaration of Kevin J. McCrae, Deputy Prosecuting Attorney.

Dated this 2<sup>nd</sup> day April 2015.

Respectfully submitted,

By:   
Kevin J. McCrae, WSBA #43087  
Deputy Prosecuting Attorney

DECLARATION:

The undersigned certifies:

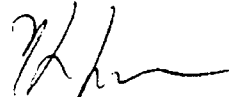
That I am a Deputy Prosecuting Attorney for Grant County and am familiar with the files herein.

Respondent intends to file a Petition for Discretionary Review in this matter, which is due today, April 2, 2015. Kiel Willmore, the other Deputy Prosecutor handling this case, and I have been unable to prepare the Petition for Discretionary Review due to our caseload and court schedules. We have also been reassigned additional cases due to the departure of prosecutors within the office. We are requesting an extension of two weeks, until April 17, 2015, to allow Respondent to prepare and file a Petition for Discretionary Review in this matter.

Appellant is not currently in custody and we do not believe the Appellant will be prejudiced by an extension being granted.

I certify under penalty of perjury of the laws of the State of Washington that the foregoing is true and correct.

Dated at Ephrata, Washington this 2<sup>nd</sup> day of April 2015.



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Kevin J. McCrae, WSBA #43087

COURT OF APPEALS OF THE STATE OF WASHINGTON  
DIVISION III

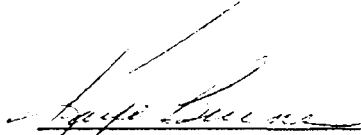
STATE OF WASHINGTON,	)	
	)	
Respondent.	)	No. 31638-6-III
	)	
v.	)	
	)	
MICHAEL ALLEN BUDD,	)	DECLARATION OF SERVICE
	)	
Appellant.	)	
_____	)	

Under penalty of perjury of the laws of the State of Washington, the undersigned declares:

That on this day I deposited in the mails of the United States of America a properly stamped and addressed envelope directed to Brent A. DeYoung, Attorney for Appellant, containing a copy of the Motion for Extension of Time to File Petition for Discretionary Review in the above-entitled matter. A copy of said Motion for Extension of Time to File Petition for Discretionary Review was also sent to Mr. DeYoung by e-mail at [deyounglaw1@gmail.com](mailto:deyounglaw1@gmail.com).

Mr. Brent A. DeYoung  
Attorney at Law  
PO Box 1668  
Moses Lake WA 98837

Dated: April 2, 2015.

  
\_\_\_\_\_  
Kaye Burns