

March 27 2009

ORIGINAL

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Craig Marple
(your name)
3865 Heather Dr.
(your street address)
Helena Mt. 59602
(city, state, zip code)
406-431-8161
(your phone number)

FILED

MAR 27 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA,

Supreme Court Cause No DA 08-0649

Amy Rebecca McClain
A.K.A. Amy Rebecca Boss,

Plaintiff,

vs.
Craig George Joseph Marple Sr.,

Defendant.

Motion to Dismiss without Prejudice

MOTION FOR Dismiss without Prejudice
(name of your motion describing what you want the Court to do)

I, Craig Marple, respectfully request that the Court enter an Order
(print your full name)

that does the following: Dismiss without Prejudice and
Remand to District Court-Judge Dorothy McCarter

BECAUSE 1- Unsettled Mediation, Attached Document 1
2-Judge McCarters Minutes from Jan.23 2009, Attached Document #2
3-Hearing in McCarters court is already set for Thursday April 23rd at
11:00 am, attached document #3

4-My Mother recently had a minor stroke and relapse-attached document#4-I believe my time is better placed taking care of my 3 children and mother and 2 small businesses i run too support them. Thank you for your time and consideration in this matter sincerely Craig Marple Sr.

I would like a hearing before the Court on this Motion.

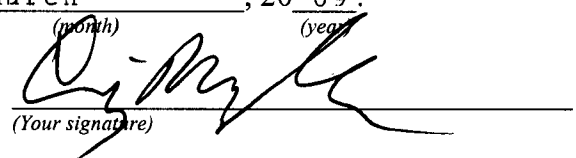
I have filed the following documents along with this Motion:

- My Affidavit in support of this Motion.
- A proposed Order for the Court's signature.
- My Affidavit of Service, which indicates how I served copies of these documents

on the opposing party.

Other: _____

Dated this 27th day of March, 2009.


(Your signature)

Craig G.J. Marple Sr.
(print your name)

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 08-0649

ANNY R. McCLAIN,
Appellant,

v.

MEDIATOR'S REPORT

CRAIG MARPLE,
Appellee.

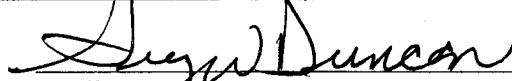
As a result of this conference this case is [circle one]

A. SETTLED

- (1) Settlement agreement to be prepared by (name) by (date).
- (2) Stipulation for dismissal to be filed within 15 days of the date of this order.

B. NOT SETTLED

DATED this 20 day of MARCH, 2009.


Mediator

(File with the clerk of the supreme court and provide copies to the clerk of the district court and to the parties.)

Nancy Sweeney
Clerk of District Court

January 23, 2009 4:20 PM

Filed by D. APPLE
Deputy Clerk

MONTANA FIRST JUDICIAL DISTRICT COURT, LEWIS AND CLARK COUNTY

AMY REBECCA BOSS,

VS

ADR 2008-518

CRAIG GEORGE JOSEPH MARPLE,

This was the time set for a hearing on the request to extend the temporary order of protection. Present in the Court were the Petitioner appearing with counsel, Joan Hunter; and the Respondent appearing pro se.

The Court informed the parties that while this matter is on appeal to the Supreme Court the restraining order shall remain in full force and effect. Once a decision has been reached by the Supreme Court one of two things will happen: 1) the Supreme Court rules that the order remain in effect until a certain time; or 2) the decision is remanded to the District Court, at which time the petitioner will have time to again file for the restraining order and obtain a new hearing date. The restraining order will remain in effect during the period of remittitur from the Supreme Court.

DOROTHY McCARTER
PRESIDING JUDGE

MINUTE ENTRY
January 23, 2009

cc: Joan Hunter, Esq.
Craig Marple, Pro Se

H:\Minutes\McCarter's Minutes\2009\January\012309\ADV 2008-518 Boss.doc

St. Peter's Hospital

Hospital Staff
2475 Broadway
Helena, MT 59601
PH: (406)-442-2480
Fax: (406)-447-2670

Tracy B. Dill, MD

DEA BD3057494 NPI 1043311673

V. Lee Harrison, MD

DEA AH2728523 NPI 1669573291

Mark Kreisberg, MD

DEA BK6458257 NPI 1467453324

Stephen J. Meest, MD

DEA BM4821725 NPI 1093816621

Harnek Singh, MD

DEA BS7085548 NPI 1811917917

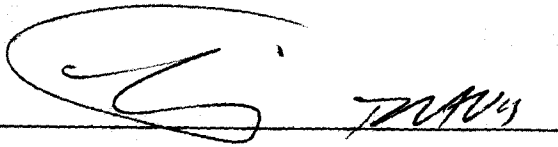
Lee Travis, MD

DEA BT3068869 NPI 1629179262

Name: Jolene Delegeschlager Date: 3/26/09
Address: _____ DOB: _____

Rx Jolene was hospitalized
3/21 - 3/23/09
3/24 - 3/26/09 for
stroke symptoms

Signature: _____



F:\Prescrip

ORIGINAL

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(your name)
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(your street address)
Helena Mt. 59602
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(your phone number)

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IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 08-0649

Amy Rebecca McClain)
A.K.A. Amy Rebecca Boss)

Plaintiff,)

vs.)

Craig George Joseph Marple Sr.)
Defendant.)

AFFIDAVIT OF SERVICE

I, Craig Marple, swear (or affirm) under oath that:
(print your name)

I served a copy of the attached Motion to the Supreme Court Clerk for
(name of each of the documents that you filed in Court)

Amy McClain or Boss, by
(name of the opposing party)

mailing a true and correct copy on the 27th day of
(date)
March 2009, postage prepaid and addressed as follows:
(month) (year)

Mediatorsaid no longer represented by Joan Hunter
(opposing party's name or name of opposing party's attorney, if he/she has one)

Amy McClain 712 Sonoma Dr. Helena Mt. 59601
(opposing party's street address or street address of his/her attorney)

Helena MT. 59601
(city, state, zip code)

hand delivering a true and correct copy on the 27th day of March, 2009, to:
(date) (month) (year)

(opposing party's name or name of opposing party's attorney, if he/she has one)

DATED this _____ day of _____, _____.
(date) (month) (year)

[Signature]
(Your signature)

State of Montana
County of Lewis & Clark

SIGNED AND SWORN (OR AFFIRMED) to before me on March 27, 2009
by Craig Mayple

[Signature]
Notary Public for the State of _____
Printed name of notary: JONI PANCOAST
Title or rank: NOTARY PUBLIC for the State of Montana
Residing at Residing at Helena, Montana
My Commission Expires: My Commission Expires June 21, 2011