FILED

09/12/2019

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 19-0278

Mark M. Kovacich

Ben A. Snipes

Jacy D. Suenram

KOVACICH SNIPES JOHNSON, P.C.

P.O. Box 2325

Great Falls, MT 59403

(406) 761-5595

(406) 761-5805 - fax

mark@mttriallawyers.com

ben@mttriallawyers.com

Michael J. McKeon, Jr.

McKEON LAW, PLLC

P.O. 3329

Butte, MT 59701

(406) 494-8890

(406) 494-7066 - fax

michael@themckeonlaw.com

Attorneys for Appellant

Fred Simpson, Esq CAPP, JENKS & SIMPSON, P.C. 1821 S. Avenue W., Suite 400 Missoula, MT 59801 (406) 549-2322 (406) 549-2707 - fax fsimpson@cjs.legal

Attorneys for Appellee and Cross-Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA Case No. DA 19-0278

DEANNA H. McATEE,

Appellant,

VS.

MORRISON AND FRAMPTON, PLLP,

Appellee and Cross Appellant.

STIPULATION AND JOINT MOTION

IT IS HEREBY STIPULATED, by and between the above named Plaintiff-Appellant and Defendant-Appellee/Cross Appellant, by their respective attorneys, as follows: Plaintiff-Appellant included excerpts of deposition transcripts in Appellant's Brief dated July 17, 2019, and Appendix to Appellant's Brief that were not included in the district court record. The above-named parties stipulate and jointly move the Court for an order granting Plaintiff-Appellant fourteen (14) business days to file a corrected Appellant's Brief and Appendix to Appellant's Brief with the above-named court. Defendant-Appellee/Cross-Appellant will then have fourteen (14) business days to file Defendant-Appellee/Cross-Appellant's Brief. A proposed order is attached hereto regarding this stipulation and joint motion.

DATED this 12th day of September, 2019.

KOVACICH SNIPES JOHNSON, P.C. and McKEON LAW, PLLP

By: /s/ Jacy D. Suenram

Jacy D. Suenram P.O. Box 2325 Great Falls, MT 59403 Attorneys for Appellant

CAPP, JENKS & SIMPSON, P.C.

By: /s/ Fred Simpson

Fred Simpson 1821 S. Avenue W., Suite 400 Missoula, MT 59801 Attorney for Appellee

CERTIFICATE OF SERVICE

I, Jacy Suenram, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed - Other to the following on 09-12-2019:

Mark M. Kovacich (Attorney) Kovacich Snipes Johnson, PC P.O. Box 2325 Great Falls MT 59403 Representing: Deanna McAtee Service Method: eService

Ben A. Snipes (Attorney) Kovacich Snipes, PC P.O. Box 2325 Great Falls MT 59403 Representing: Deanna McAtee Service Method: eService

J. Fred Simpson (Attorney) 1821 South Avenue W Suite 400 Missoula MT 59801 Representing: Morrison & Frampton, PLLP Service Method: eService

Michael John McKeon (Attorney) 600 Dewey Blvd., Suite C P.O. Box 3329 Butte MT 59702 Representing: Deanna McAtee Service Method: E-mail Delivery

Electronically signed by Monique Wagner on behalf of Jacy Suenram Dated: 09-12-2019