

IN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court Cause No. DA 21-0148

Tyler T. Dugger
Matthew B. Gallinger
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Attorneys for Appellant

JOHN CLAYTON ELLINGHOUSE,

Appellant,

v.

STATE OF MONTANA,

Appellee.

**VOLUNTARY MOTION
TO DISMISS
(UNOPPOSED)**

Appellant, through counsel, respectfully asks the Montana Supreme Court to dismiss this appeal with prejudice.

This request is made because the underlying matter has been settled rendering this appeal moot.

The State of Montana does not oppose this motion.


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DATED this 15th day of June 2021.

TOLLIVER LAW FIRM, P.C.
Attorneys for Appellant

By: /s/ Tyler T. Dugger
Tyler T. Dugger

DATED this 15th day of June 2021.

By: /s/ 
John Clayton Ellinghouse
Appellant

CERTIFICATE OF SERVICE

I hereby certify I have served true and accurate copies of the foregoing each attorney of record, and each party not represented by an attorney in the above-reference District Court action, as follows:

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Service Method: eService

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Representing: State of Montana
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DATED this ^{16th} ~~15th~~ day of June 2021.

/s/ Tyler T. Dugger
Tyler T. Dugger

CERTIFICATE OF SERVICE

I, Tyler Thomas Dugger, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 06-16-2021:

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Electronically Signed By: Tyler Thomas Dugger
Dated: 06-16-2021