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22 *Attorney for Appellant, City of Missoula*

23 IN THE SUPREME COURT OF THE STATE OF MONTANA  
24 Consolidate Cause No. DA 22-0036

25 STEVE FLETCHER,  
26 Plaintiff and Appellee,

vs.

DONALD R. BARBA and CITY OF  
MISSOULA

Defendants and Appellants,

KINGDOM BUILDERS, INC.; MIKE  
MORGAN and EMETT ANDERSON  
dba HOFFMAN MORGAN &  
ASSOCIATES,;

Defendants.

**DONALD BARBA'S AND CITY OF  
MISSOULA'S MOTION TO DISMISS  
BY STIPULATION**

1 COME NOW, the Appellants and Appellees, by and through their attorneys  
2 of record, and move this Court for an Order dismissing this appeal matter pursuant  
3 to Rule 16(5) Mont. R. App. Proc.

4 The parties have reached an agreement and stipulate to the dismissal of this  
5 appeal.

6 DATED this 29<sup>th</sup> day of April, 2022.

7 ST. PETER LAW OFFICES, P.C.

8  
9 By: /s/ Don C. St. Peter  
10 Don C. St. Peter  
*Attorney for Defendant Barba*

11 HALL & EVANS, LLC

12  
13 By: /s/ Jill Gerdrum  
14 Jill Gerdrum  
*Attorney for Defendant City of Missoula*

15 JONES AND ASSOCIATES, PLLC

16  
17 By: /s/ Joseph Houston  
18 Joseph Houston  
*Attorney for Plaintiff Fletcher*

19 BOHYER, ERICKSON, BEAUDETTE &  
20 TRANEL, P.C.

21  
22 By: /s/ Jesse Beaudette  
23 Jesse Beaudette  
*Attorney for Defendant Kingdom Builders, Inc.*

24 WORDEN THANE, P.C.

25 By: /s/ Jesse Kodadek  
26 Jesse Kodadek  
*Attorney for Mike Morgan, Emett Anderson,  
and Hoffman Morgan & Associates*

## CERTIFICATE OF SERVICE

I, Donald Craig St. Peter, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-29-2022:

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Electronically signed by Karla Lyons on behalf of Donald Craig St. Peter  
Dated: 04-29-2022