

IN THE SUPREME COURT OF THE STATE OF MONTANA
No. DA 22-0512

MICHAEL L. GOGUEN,
Plaintiff, Appellee, and
Cross-Appellant,

v.

NYP HOLDINGS, INC.; ISABEL VINCENT,
Defendants and Appellants,

WILLIAM DIAL,
Defendant and Cross-Appellee

Appeal From Montana Eleventh Judicial District
Flathead County, DV-21-1382(A)
Honorable Amy Eddy

STIPULATED MOTION REGARDING
BRIEFING SCHEDULE

APPEARANCES:

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William Dial***

Plaintiff, Appellee, and Cross-Appellant, Michael L. Goguen (“Goguen”), together with Defendants and Appellants, NYP Holdings and Isabel Vincent (together, “the *Post*”), and Defendant and Cross-Appellee, William Dial (“Dial”), file this Stipulated Motion regarding the schedule for the remaining briefs in this cross-appeal. The parties have conferred and jointly request the Court grant them leave to file the remaining briefs according to the following schedule:

1. Absent any further extension, the *Post* and Dial shall each file a brief no later than March 16, 2023, which is 30 days after Goguen’s February 14, 2023 Combined Response Brief and Brief in Support of Cross Appeal.
2. Goguen’s Reply Brief in Further Support of Cross Appeal shall be filed no later than 30 days after the later-filed of the *Post*’s and Dial’s upcoming briefs.

This stipulation does not impact any party’s right to seek an extension.

This stipulation is supported by good cause as the proposed briefing schedule for this multi-party appeal will allow the parties sufficient time to address all of the issues presented by this cross-appeal and will serve to organize and consolidate briefing deadlines that might otherwise be subject to inconsistent interpretations. The stipulated briefing schedule proposed by the parties will

thereby reduce any administrative burden on the Court and ensure that all arguments are presented comprehensively and in a unified fashion.

WHEREFORE, the parties request that the Court adopt this stipulated briefing schedule.

DATED this 28th day of February 2023.

Dated: February 28, 2023

By /s/ Reid J. Perkins

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Dated: February 28, 2023

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ADDITIONAL SIGNATURE PAGE FOLLOWS

Dated: February 28, 2023

By /s/ Peter Michael Meloy

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CERTIFICATE OF SERVICE

I, Reid J. Perkins, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 02-28-2023:

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Electronically signed by Christina DiMuro on behalf of Reid J. Perkins
Dated: 02-28-2023