

IN THE SUPREME COURT OF THE STATE OF MONTANA  
Cause No. DA 23-0560

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LAURA MARIE OBERT,

Plaintiff and Appellant,

v.

STATE OF MONTANA; MARTIN LAMBERT, Special Assistant Montana  
Attorney General and Special Broadwater County Attorney, and CORY  
SWANSON, Broadwater County Attorney,

Defendants and Appellees.

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On Appeal from Montana First Judicial District Court,  
Lewis & Clark County Cause No. BDV 2022-245,  
Hon. Michael F. McMahon, District Court Judge

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**APPELLANT'S MOTION TO AMEND CAPTION**

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[Appearances on next page.]

## APPEARANCES

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### *Attorney for Appellees State of Montana and Cory Swanson*

Plaintiff/Appellant Laura Obert successfully mediated her claims against Defendant/Appellee Martin Lambert through the appellate mediation process in November 2023, and the Court, per stipulation by all Parties, dismissed Obert's claims against Lambert on December 15, 2023.

Therefore, Defendant/Appellee Martin Lambert should be removed from the Caption, as he is no longer a party to this Appeal. The Caption should be amended to read as follows:

IN THE SUPREME COURT OF THE STATE OF MONTANA  
Cause No. DA 23-0560

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LAURA MARIE OBERT,

Plaintiff and Appellant,

v.

STATE OF MONTANA, and CORY SWANSON, Broadwater County  
Attorney,

Defendants and Appellees.

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Counsel for Defendants/Appellees State of Montana and Cory Swanson has

been contacted and does not oppose.

A proposed order amending the caption is submitted herewith.

DATED this 16th day of April, 2024

**GOETZ, GEDDES & GARDNER, P.C.**

A handwritten signature in blue ink, appearing to be 'K. Nelson', written over a horizontal line.

Kyle W. Nelson  
Henry J.K. Tesar

**GALLIK & BREMER, P.C.**

Brian K. Gallik

Attorneys for Plaintiff and Appellant

### **CERTIFICATE OF COMPLIANCE**

Pursuant to M. R. App. P. 16(3) the undersigned certifies that this brief is set in a proportionally spaced font and contains fewer than 1,250 words (176).

A handwritten signature in blue ink, appearing to be 'K. Nelson', written over a horizontal line.

Kyle W. Nelson  
Henry J.K. Tesar

## **CERTIFICATE OF SERVICE**

I, Henry Tesar, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-16-2024:

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Electronically signed by Myriam Quinto on behalf of Henry Tesar  
Dated: 04-16-2024