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COUNSEL FOR PLAINTIFF AND APPELLEE

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 22-0458

STATE OF MONTANA,

Plaintiff and Appellee,

v.

DONALD COLEN BRYANT,

Defendant and Appellant.

NOTICE OF CONCESSION

The Attorney General's Office, in consultation with the Lincoln County Attorney's Office, submits the following Notice of Concession. Without agreeing with all of the arguments advanced by Appellant Donald Colen Bryant, the State concedes that under the particular facts presented in this record and in the interests of justice, the district court's denial of the motion to dismiss Count I:

Strangulation of a Partner or Family Member for insufficient evidence should be reversed and the matter should be remanded to vacate Bryant's conviction and judgment only as to Count I.

Respectfully submitted this 22nd day of May, 2024.

AUSTIN KNUDSEN
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By: /s/ Christine Hutchison
CHRISTINE HUTCHISON
Assistant Attorney General

CERTIFICATE OF SERVICE

I, Christine M. Hutchison, hereby certify that I have served true and accurate copies of the foregoing Notice - Concession to the following on 05-22-2024:

Chad M. Wright (Attorney)
P.O. Box 200147
Helena MT 59620-0147
Representing: Donald Colen Bryant
Service Method: eService

Abigail Davis Mathews (Attorney)
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Great Falls MT 59403
Representing: Donald Colen Bryant
Service Method: eService

Marcia Jean Boris (Attorney)
Lincoln County Attorney
512 California Avenue
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Representing: State of Montana
Service Method: Conventional

Electronically signed by Wendi Waterman on behalf of Christine M. Hutchison
Dated: 05-22-2024