

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 23-0384

GBSB HOLDING, LLC,
Plaintiff/Appellant,

vs.

FLATHEAD COUNTY BOARD OF COUNTY
COMMISSIONERS AND FLATHEAD COUNTY,
MONTANA; WHITEFISH VILLAGE, LLC;
WILLIAM F. OSWALD AND JULIANA M. OSWALD,
Co-Trustees of the Oswald Family Trust dated May 23,
2016; SHAWN PATRICK JAMES AND KRISTIN
PATRICIA BELL; WHITEFISH HILLS VILLAGE
HOMEOWNERS ASSOCIATION, INC.; and JOHN
DOES 1 AND 2,
Defendants/Appellees.

APPELLEE WHITEFISH HILLS VILLAGE HOMEOWNERS' ASSOCIATION, ANSWER BRIEF

An appeal from the decision of the Honorable Amy Eddy, Judge of the
Eleventh Judicial District (Dept. 3), in and for the County of Flathead,
Consolidated Cause Nos. DV-20-995(A) and DV-21-206(D)
Filed in DV-20-995(A).

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Trustees of the Oswald Family Trust*

*dated May 23, 2016, Sean Patrick
James, Kristin Patricia Bell, and Scott
C. Martin and Rikki Ann Martin,
Trustees of the Scott and Rikki Martin
Family Trust dated July 15, 1998*

Appellee Whitefish Village Homeowners' Association hereby adopts and incorporates into this brief, the Answer Brief filed by Appellee, Whitefish Village LLC.

Dated this 29th day of July 2024.

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CERTIFICATE OF COMPLIANCE

Under Rule 11 of the Montana Rules of Appellate Procedure, I certify that this Brief is printed with a proportionately spaced Times New Roman text typeface of 14 points; is double spaced; and the word count calculated by Microsoft Word is 21 words, not averaging more than 280 words per page, excluding the certificate of service and certificate of compliance.

Dated this 29th day of July 2024.

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CERTIFICATE OF SERVICE

I certify that on July 29th, 2024, I served a copy of the preceding document by Electronic service and email on the following:

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I, Colleen M. Dowdall, hereby certify that I have served true and accurate copies of the foregoing Brief - Appellee's Response to the following on 07-29-2024:

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Dated: 07-29-2024