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IN THE SUPREME COURT OF THE STATE OF MONTANA

OP-24-0413

GLACIER BEAR RETREAT, LLC;
GAIL L. GOODWIN and
DARRYL C. SLATTENGREN,

Plaintiffs, Counter Defendants, and Appellees,

v.

MATT DUSEK; RACHEL DUSEK,

Defendants, Counter Claimants, and Appellants.

NOTICE OF SETTLEMENT AND STIPULATION TO DISMISS

The parties have settled all issues between them, including the issue giving rise to the certified question before this Court. As a result, the issue before the Court in this matter is moot, and the parties stipulate pursuant to Rule 16(5),

M.R.App.P., to dismissal of this matter with prejudice with each party to bear its own costs and attorney's fees. The parties are filing simultaneously with the United States Court of Appeals for the Ninth Circuit a notice of their settlement and stipulation to dismiss the cross-appeal giving rise to the certified question before this Court.

A proposed order is included herewith.

DATED this 12th day of September, 2024

/s/Fred Simpson
Fred Simpson
HALL & EVANS, LLC

*Attorneys for Plaintiffs-Counter
Defendants/Appellees/Cross-Appellants*

/s/Shane Coleman
Shane Coleman
BILLSTEIN, MONSON & SMALL PLLC

*Attorneys for Defendants-Counter
Claimants/Appellants/Cross-Appellees*

CERTIFICATE OF SERVICE

I, J. Fred Simpson, hereby certify that I have served true and accurate copies of the foregoing Notice - Other to the following on 09-12-2024:

Shane P. Coleman (Attorney)
1555 Campus Way
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Representing: Matt Dusek, Rachel Dusek
Service Method: eService

Michael Manning (Attorney)
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Electronically signed by Donna Allen on behalf of J. Fred Simpson
Dated: 09-12-2024