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**IN THE SUPREME COURT OF THE STATE OF MONTANA**  
**CAUSE NO. DA 24-0577**

HALF CIRCLE HARBOR  
HOMEOWNERS' ASSOCIATION,

Plaintiffs/Appellees,

v.

JOSH AND MARCY BALLMAN,

Defendants/Appellants.

On appeal from the Montana  
Twentieth Judicial District Court,  
Lake County

Cause No. DV-2023-42,  
Before Hon. Judge John A. Mercer

**APPELLANT JOSH AND MARCY BALLMAN'S UNOPPOSED  
MOTION FOR WITHDRAWAL OF APPEAL**

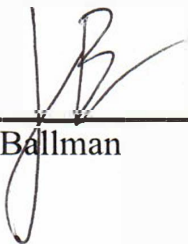
Appellants Josh and Marcy Ballman, hereby withdraw their appeal from the *Order Granting in Part and Denying in Part Petitioner's/Plaintiff's Motion for Summary Judgment and Denying Respondents'/Defendants' Motion for Partial Summary Judgement* dated July 29, 2024, and entered as a judgement in Cause No. DV-2023-42 by the *Judgment* served on November 4, 2024, and the *Notice of Entry of*

DV-2023-42 by the *Judgment* served on November 4, 2024, and the *Notice of Entry of Judgment* served on November 7, 2024, in the cause of action filed in the Twentieth Judicial District Court, Lake County. Therefore, pursuant to Rule 16 M. R. App. P., Marcy and Josh Ballman respectfully move this Court for an Order dismissing this appeal.

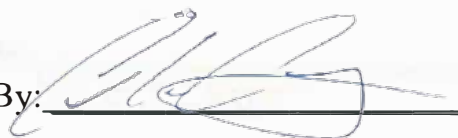
Counsel for Half Circle Harbor Homeowners' Association has been contacted and have no objection to this motion. A proposed Order for the Court's consideration is submitted herewith.

Respectfully submitted this 27<sup>th</sup> day of November, 2024.

JOSH BALLMAN

By:   
Josh Ballman

FERGUSON and COPPES, PLLC  
A Natural Resource Law Firm

By:   
Graham J. Coppes

MARCY BALLMAN

By:   
Marcy Ballman

By:   
Taylor K. Heggen

*Attorneys for Defendants/Appellants*

## CERTIFICATE OF SERVICE

I, Taylor Katherine Heggen, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 11-27-2024:

Graham J. Coppes (Attorney)  
425 East Spruce Street  
PO Box 8359  
Missoula MT 59807  
Representing: Josh Ballman, Marcy Ballman  
Service Method: eService

Shandor Badaruddin (Attorney)  
736 south third street west  
missoula MT 59801  
Representing: Half Circle Harbor Homeowners' Association  
Service Method: eService

Electronically signed by Taylor Haas on behalf of Taylor Katherine Heggen  
Dated: 11-27-2024