

IN THE SUPREME COURT OF THE STATE OF MONTANA  
DA 25-0190

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JAMES J. DOLAN, JR. AND SAMANTHA L. DOLAN

Plaintiffs/Appellants,

v.

TRACY GUENTHER, JESSE GUENTHER, MICHAEL I. WESTFALL, JONI M.  
WESTFALL, JAKE CEARTIN, ANDREA CEARTIN, and COBB HILL MINOR  
SUBDIVISION HOMEOWNERS' ASSOCIATION

Defendants/Appellees.

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**STIPULATION TO APPOINT MEDIATOR AND TO HOLD TIME  
REQUIREMENTS IN ABEYANCE PENDING COMPLETION OF  
MEDIATION**

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On Appeal from the District Court of the Eighteenth Judicial District of the State  
of Montana in and for Gallatin County  
Cause No. DV-18-633C  
The Honorable Judge John Brown

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COME NOW the Parties, and pursuant to M.R.App.P. Rule 7(4)(d), hereby stipulate to the selection of Mikel Moore to conduct the mediation process required by M.R.App.P. Rule 7(5). A copy of this stipulation has been served on Lynda Sedivy as the mediator appointed by the clerk.

The Parties further stipulate that pursuant to M.R.App.P. Rule 7(3)(b), the time requirements of the mediation rules be held in abeyance pending the completion of the mediation process required by M.R. App. P Rule 7(5). Mediation is scheduled for June 25, 2025, which is more than the 75 days after the notice of appeal was filed on March 11, 2025. The Parties therefore stipulate that the mediation will be conducted on or before June 25, 2025.

The Parties further stipulate that pursuant to M.R.App.P. Rule 7(3)(b), the 30-day time requirement for Appellants' Opening Brief should begin to run from the date of the filing of the mediator's report pursuant to M.R.App.P. Rule 7(7).

Dated this 7<sup>th</sup> day of April 2025.

/s/ W. John Tietz

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## **CERTIFICATE OF SERVICE**

I, William John Tietz, hereby certify that I have served true and accurate copies of the foregoing  
Other - Other to the following on 04-07-2025:

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Lynda Sedivy (Mediator)  
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Service Method: Conventional

Electronically Signed By: William John Tietz  
Dated: 04-07-2025