

ORIGINAL

20090187

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SUPREME COURT AUG 23 2009

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

AmeriFirst Home Improvement)
Finance Co.)
Respondents-Appelles,)
vs.)
Walter Kile, et.al,)
Petitioner-Appellant.)

Supreme Court No. 20090187

FILED
IN THE OFFICE OF THE
CLERK OF SUPREME COURT

AUG 24 2009

STATE OF NORTH DAKOTA

REVIEW FROM THE WARD COUNTY DISTRICT COURT
NORTHWEST JUDICIAL DISTRICT

REPLY BRIEF OF THE PETITIONER-APPELLANT
WALTER KILE JR.

Walter Kile Jr.
P.O. Box 5521
Bismarck, ND. 58506-5521

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ISSUE I.

In the case of Mountrail Bethel Home v. Lovdahl 720 N.W.2d 630 "The couple divorced nearly a year and a half after the resident entered the nursing home. After the divorce, the wife stopped paying the husbands room charge. The nursing home believed the wife was responsible for the debt, under the divorce decree. The trial court found the wife was not liable."

This is the same case as that AmeriFirst feels that Mr. Kile is responsible for his exwife's debt for the property located at 217 1st Avenue NW, in the town of Kenmare North Dakota.

The Case of MBH v. Lovdahl ¶4 also states that the divorce decree did not mention who was to be responsible for the cost of Mr. Lovdahl's bill for the nursing home. In Mr. Kile's case there was such a stipulation made, it stated that Darcy Kile a/k/a Darcy Basarab was to be held responsible for the mortgage and any future bills that would come due on that property.

That is the case here, Mr. Kile is no longer liable for the support for his now exwife. Kile is not responsible for the said debt.

CONCLUSION

Kiles humbly request that he be granted oral arguments so that he may better present his case under CtRules 3.2 (3)

Requesting Oral Arguments.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served by U.S., Mail on this 24 day of August, 2009.

NORTH DAKOTA SUPREME COURT
State Capitol
Judicial Wing, 1st floor
600 E. Boulevard Ave., Dept. 180
Bismarck, ND. 58505-0530

Mathew H. Olsen
Attorney for Appelles
2525 Elk Dr.
P.O. Box 1000
Minot, ND. 58701-1000

Walter Kile Jr.
Petitioner-Appellant
P.O. Box 5521
Bismarck, ND. 58506-5521