

SUPREME COURT

OF THE

STATE OF NORTH DAKOTA

Todd Hagen,)	
)	District Court No. 30-2012-DM-278
Plaintiff / Appellant,)	Supreme Court No. 20190386
)	
and)	
)	
Kayla Hagen,)	
)	
Defendant/Appellee,)	

APPEAL FROM ORDER ON MOTION FOR CONTEMPT, ENTERED NOVEMBER
26, 2019, BY THE HONORABLE JUDGE JAMES S. HILL, SOUTH CENTRAL
JUDICIAL DISTRICT, MORTON COUNTY, NORTH DAKOTA, CASE NO. 30-2012-
DM-278

**PLAINTIFF/APPELLANT'S REQUEST FOR WITHDRAWAL OF MOTION TO
DISMISS APPEAL**

**TO: DEFENDANT/APPELLEE, KAYLA HAGEN BY AND THROUGH HER
ATTORNEY OF RECORD, ALEX KELSCH OF KELSCH, RUFF, KRANDA,
NAGLE & LUDWIG, 103 COLLINS AVENUE, MANDAN, ND 58554.
BISMARCK, ND 58501:**

- [1] Plaintiff/Appellant, by and through his attorney, Theresa L. Kellington brought a Motion to Dismiss Appeal pursuant to Rule 27 of the North Dakota Rules of Appellate Procedure on January 3, 2020.
- [2] Plaintiff/Appellant wishes to withdraw said Motion and respectfully requests that this Court grant Plaintiff/Appellant's request to withdraw his Motion to Dismiss

Appeal and that the Appeal remain in effect.

Dated this 6th day of January, 2020.

/s/Theresa L. Kellington

Theresa L. Kellington (State Bar #05385)

Kellington & Oster, P.C.

619 Riverwood Drive, Suite 202

Bismarck, North Dakota 58504

(701) 258-1074

Attorney for Plaintiff / Appellant

theresa@kopcemail.com

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF MORTON

SOUTH CENTRAL JUDICIAL DISTRICT

Todd Hagen,

)

Case No. 30-2012-DM-00278

)

Plaintiff,

)

vs.

)

PROOF OF SERVICE

)

Kayla Hagen,

)

)

Defendant.

)

[1] Theresa L. Kellington, does hereby certify that on the 6th day of January, 2020 this document and the following:

1. Plaintiff/Appellant's Request for Withdrawal of Motion to Dismiss Appeal

[2] were served by electronic mail upon the following:

Alexander S. Kelsch
Attorney for Defendant/Appellee
alexk@kelschlaw.com

Clerk, N.D. Supreme Court
supclerkofcourt@ndcourts.gov

[3] Dated this 6th day of January, 2020.

/s/Theresa L. Kellington
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