

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

JUDGMENT

Supreme Court No. 20210324
Burleigh County Case No. 03-C-02228

Appeal from the district court for Burleigh County.

In the Matter of the Emelia Hirsch, June 9, 1994, Irrevocable Trust

Timothy Betz,	Respondent and Appellant
v.	
Emelia A. Hirsch, aka Emelia Hirsch, aka	
Emilia Hirsch, Carolyn Twite and Duane Hirsch,	Petitioners and Appellees
and	
Marlene Betz,	Interested Party
and	
Allen Betz,	Interested Party and Appellant

[¶1] This appeal having been considered by the Court at the March 2022 Term before:

[¶2] Acting Chief Justice Daniel J. Crothers, Justice Gerald W. VandeWalle, Justice Lisa Fair McEvers, Justice Jerod E. Tufte, and District Judge Daniel D. Narum, sitting in place of Chief Justice Jon J. Jensen;

[¶3] and the Court having considered the appeal, it is ORDERED AND ADJUDGED that the order of the district court is AFFIRMED IN PART, VACATED IN PART, DISMISSED IN PART, AND REMANDED.

[¶4] IT IS FURTHER ORDERED AND ADJUDGED that Appellees have and recover from Timothy Betz and Allen Betz double costs and from Timothy Betz attorney's fees in the amount of \$500 on this appeal under N.D.R.App.P. 38, to be taxed and allowed in the court below.

[¶5] This judgment, together with the opinion of the Court filed this date, constitutes the mandate of the Supreme Court on the date it is issued to the district court under N.D.R.App.P. 41.

Dated: April 28, 2022



By the Court:

Daniel J. Crothers
Acting Chief Justice

ATTEST:

Petra H. Mandigo Hulm
Clerk