

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

AMENDED ORDER OF DISMISSAL

Supreme Court No. 20220200
Grand Forks Co. Court No. 2021-CV-02093

Larry W. Ophaug,

Plaintiff and Appellee

v.

Nancy D. Holt

Defendant and Appellant

and

any person in possession of the premises

Defendants

[¶1] On July 13, 2022, Nancy D. Holt filed a notice of appeal from a district court judgment entered on May 19, 2022. Holt's Appellant's brief was due September 28, 2022. It was not received. By letter dated October 4, 2022, Holt was notified that unless she filed an affidavit no later than 4 p.m. on October 13, 2022, showing good cause why this action should not be dismissed, the matter will be referred to the Court for authority to issue an Order dismissing the appeal. No response was received. The Court considered the matter, and

[¶2] ORDERED, the appeal is DISMISSED for failure to proceed under the Rules of Appellate Procedure.

[¶3] The Supreme Court of the State of North Dakota convened this 26th day of October, 2022, with, the Honorable Jon J. Jensen, Chief Justice, and the Honorable Daniel J. Crothers, the Honorable Lisa Fair McEvers, and the Honorable Jerod E. Tufte, Justices, directing the Clerk of the Supreme Court to enter the above order. The Honorable Gerald W. VandeWalle, Justice, being unavoidably absent, did not participate in the decision.



/s/ Petra H. Mandigo Hulm
Clerk
North Dakota Supreme Court