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STATE OF NORTH DAKOTA

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Jonathan T. Garaas
David Garaas

September 16, 2020

Ms. Petra Mandigo Hulm
Clerk of the Supreme Court
Judicial Wing, 1st Floor
600 East Boulevard Avenue Dept 180
Bismarck, ND 58505-0530

RE: McCarvel v. Perhus
Civil No. 09-2018-CV-01917
Supreme Court File No. 202000051
(Cass County District Court)

Dear Ms. Mandigo Hulm:

Pursuant to N.D.R.App.P. 28(k) entitled "Citation of Supplemental authorities", I hereby attempt to advise the North Dakota Supreme Court of its recent decision in Gimbal v. Magrum, 2020 ND 181, ___ N.W.2d ___, which is no longer subject to any petition for rehearing (according to docket). All aspects of the Gimbal decision are implicated in the above-entitled appeal because of virtually identical legal circumstances.

A copy of this letter is being sent to opposing counsel.

If you have any questions concerning this matter, please feel free to contact me at any time.

Very truly yours,



Jonathan T. Garaas

JTG:pd
Enclosures
cc: K. Perhus
A. Burck