IN THE SUPREME COURT
STATE OF NORTH DAKOTA

JUDGMENT

Supreme Court No. 20220214
Nelson County Case No. 2022-CR-00029

Appeal from the district court for Nelson County.

State of North Dakota, Plaintiff and Appellee
v.
David Eugene Tully, Defendant and Appellant

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

[¶2] Chief Justice Jon J. Jensen, Justice Gerald W. VandeWalle, Justice Daniel J. Crothers, Justice Lisa Fair McEvers, and Justice Jerod E. Tufte;

[¶3] and the Court having considered the appeal, it is ORDERED AND ADJUDGED that the criminal judgment of the district court is AFFIRMED under N.D.R.App.P. 35.1(a)(3) and (7).

[¶4] 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: December 8, 2022

By the Court:

Jon J. Jensen
Chief Justice

ATTEST:

Petra H. Mandigo Hulm
Clerk