

Supreme Court Clerk's Office - Palmer, Becky

From: Supreme Court Clerk's Office - Palmer, Becky
Sent: Thursday, May 4, 2023 10:05 AM
To: 'tim@hilllawoffice.com'
Cc: 'joel@fremstadlaw.com'; 'jmaring@serklandlaw.com'; 'james@fremstadlaw.com';
'dhushka@vogellaw.com'; Keller, Cindy; Richards, Brenda
Subject: Notice of Cross-Appeal - Ebel, et al. v. Engelhart, Supreme Court No. 20230116
Attachments: 20230116_nca.pdf; dec_serv_nca.pdf

*SUPREME COURT OF NORTH DAKOTA
OFFICE OF THE CLERK
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VIA E-MAIL ONLY

May 4, 2023

Timothy P. Hill
303 Roberts St.
Fargo, ND 58102

RE: Ebel, et al. v. Engelhart
Supreme Court No. 20230116
McIntosh Co. No. 2021-CV-00053

This will acknowledge receipt of a copy of the Notice of Cross-Appeal filed on behalf of the Appellee, Tom Gross in the above matter. This was filed in my office May 4, 2023. The time frame outlined in my letter of May 3, 2023, will prevail. Please refer to Rule 28(i), N.D.R.App.P., which pertains to briefs involving cross-appeals.

This letter, along with the attached copy of the Notice of Cross-Appeal, will serve as the required notice under N.D.R.App.P. 3(d). This letter, the notice of cross-appeal, any order for transcript(s), and the enclosed declaration of service will be filed in Odyssey.

Please note the title we are using in this case:

Jacob Ebel, John Ebel,
and Ordeen Ebel, Plaintiffs, Appellants and Cross-Appellee
v.
Yvonne Engelhart, as Personal Representative
of the Estate of Mark Lee Engelhardt; Mary
DuPuydt d/b/a/ DuPuydt Law Office, Defendants and Appellees
and
Tom Gross, Defendant, Appellee and Cross-Appellant

Inasmuch as Mary DuPuydt d/b/a/ DuPuydt Law Office, is a party to this matter, proof of service of all documents will be required until we receive further notice that she will not be participating in this appeal.

Sincerely,

/s/ Becky Palmer
Deputy Clerk
North Dakota Supreme Court

cc: Drew James Hushka
James Russell Maring
Joel Matthew Fremstad
James Arthur Teigland
Cindy Keller, Court Recorder
Brenda Richards, Lead Court Reporter
Clerk of District Court copied via filing in Odyssey

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IN THE SUPREME COURT
STATE OF NORTH DAKOTA

UNSWORN DECLARATION OF SERVICE

Supreme Court No. 20230116
McIntosh Co. Court No. 2021-CV-00053

Jacob Ebel, John Ebel, and Ordeen Ebel, **Plaintiffs, Appellants and Cross-Appellee**
v.
Yvonne Engelhart, as Personal Representative
of the Estate of Mark Lee Engelhardt; Mary
DuPuydt d/b/a/ DuPuydt Law Office, **Defendants and Appellees**
and
Tom Gross, **Defendant, Appellee and Cross-Appellant**

[¶1] Becky Palmer, states that she is of legal age and that on May 4, 2023, she served the Notice of Cross-Appeal in the above matter electronically as follows:

Drew James Hushka at dhushka@vogellaw.com
Vogel Law Firm
218 NP Ave.
P.O. Box 1389
Fargo, ND 58107-1389

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James Arthur Teigland at james@fremstadlaw.com
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I declare, under penalty of perjury under the law of North Dakota, that the foregoing is true and correct. Signed on May 4, 2023, at Bismarck, ND, USA.

Becky Palmer
Deputy Clerk