

11-16-2011

Athay v. Rich County Augmentation Record Dckt. 38683

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In the Supreme Court of the State of Idaho

KYLE ATHAY,

Plaintiff-Respondent,

v.

RICH COUNTY, UTAH,

Defendant-Appellant,

and

DALE M. STACY; CHAD L. LUDWIG;
GREGG ATHAY; BRENT R. BUNN; BEAR
LAKE COUNTY, IDAHO,

Defendants.

ORDER GRANTING MOTION TO
AUGMENT THE RECORD

Supreme Court Docket No. 38683-2011
Bear Lake County Docket No.
2002-72

LAW CLERK

A MOTION TO AUGMENT OR CORRECT RECORD was filed by counsel for Respondent on November 10, 2011. Therefore, good cause appearing,

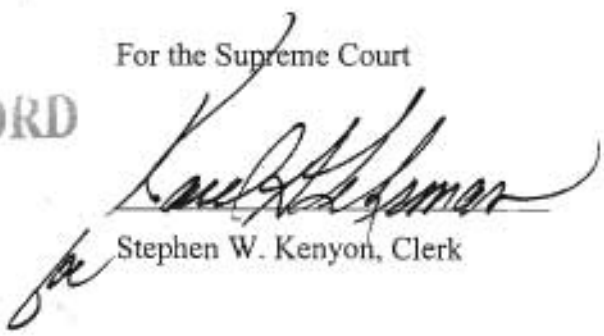
IT HEREBY IS ORDERED that Respondent's MOTION TO AUGMENT OR CORRECT RECORD be, and hereby is, GRANTED and the augmentation record shall include the document listed below, file stamped copies of which accompanied this Motion:

1. Defendant Rich County's Motion for New Trial or Alternatively for Judgment Notwithstanding the Verdict, file-stamped October 22, 2010; and

DATED this 16th day of November, 2011.

For the Supreme Court

AUGMENTATION RECORD


Stephen W. Kenyon, Clerk

cc: Counsel of Record

ORDER GRANTING MOTION TO AUGMENT THE RECORD – Docket No. 38683-2011

In the Supreme Court of the State of Idaho

KYLE ATHAY,

Plaintiff-Respondent,

v.

RICH COUNTY, UTAH,

Defendant-Appellant,

and

DALE M. STACY; CHAD L. LUDWIG;
GREGG ATHAY; BRENT R. BUNN; BEAR
LAKE COUNTY, IDAHO,

Defendants.

ORDER GRANTING MOTION TO
AUGMENT THE RECORD

Supreme Court Docket No. 38683-2011
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2002-72

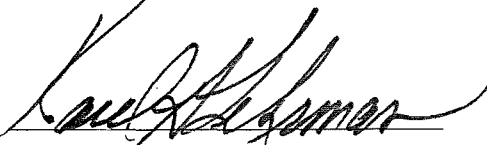
A MOTION TO AUGMENT OR CORRECT RECORD was filed by counsel for Respondent on November 10, 2011. Therefore, good cause appearing,

IT HEREBY IS ORDERED that Respondent's MOTION TO AUGMENT OR CORRECT RECORD be, and hereby is, GRANTED and the augmentation record shall include the document listed below, file stamped copies of which accompanied this Motion:

1. Defendant Rich County's Motion for New Trial or Alternatively for Judgment Notwithstanding the Verdict, file-stamped October 22, 2010; and

DATED this 16th day of November, 2011.

For the Supreme Court



Stephen W. Kenyon, Clerk

cc: Counsel of Record

DISTRICT COURT
SIXTH JUDICIAL DISTRICT
BEAR LAKE COUNTY, IDAHO

2010 OCT 22 PM 2:34

KERRY HADDOCK, CLERK

DEPUTY _____ CASE NO.

ALAN JOHNSTON (Idaho Bar No. 7709)
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Telefax: (801) 364-8355

Attorneys for Defendant

**IN THE SIXTH JUDICIAL DISTRICT COURT
STATE OF IDAHO, COUNTY OF BEAR LAKE**

| | |
|--|--|
| <p>KYLE ATHAY, Plaintiff, v. RICH COUNTY, UTAH, Defendant.</p> | <p>Case No. CV-2002-0000072 DEFENDANT RICH COUNTY'S MOTION FOR NEW TRIAL OR ALTERNATIVELY FOR JUDGMENT NOTWITHSTANDING THE VERDICT</p> |
|--|--|

Defendant Rich County, Utah, by and through undersigned counsel, pursuant to Idaho R. Civ. Proc. 50 and 59, hereby files this Motion for New Trial, or Alternatively, for Judgment Notwithstanding the Verdict. A Memorandum in Support of this Motion will be filed in

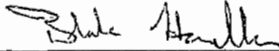
1. DEFENDANT RICH COUNTY'S MOTION FOR NEW TRIAL OR ALTERNATIVELY FOR JUDGMENT NOTWITHSTANDING THE VERDICT

Exhibit A

accordance with Rule 7 of the IDAHO RULES OF CIVIL PROCEDURE.

DATED this 22 day of October, 2010.

STIRBA & ASSOCIATES

By: 
PETER STIRBA
R. BLAKE HAMILTON
Attorneys for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22nd day of October, 2010 I caused to be served a true copy of the foregoing **DEFENDANT RICH COUNTY'S MOTION FOR NEW TRIAL OR ALTERNATIVELY FOR JUDGMENT NOTWITHSTANDING THE VERDICT** by the method indicated below, to the following:

Craig R. Jorgensen, Esq.
Attorney at Law
1246 Yellowstone Avenue, Suite A4
P.O. Box 4904
Pocatello, ID 83205-4904

- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- Facsimile

Alan Johnston
PIKE HERNDON STOSICH & JOHNSTON
151 North Ridge Ave., Suite 210
P.O. Box 2949
Idaho Falls, ID 83403-2949

- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- Facsimile

Honorable Mitchell W. Brown
District Judge – Resident Chambers
P.O. Box 775
Soda Springs, Idaho 83276

- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- Facsimile

