

Jeffcoat-Sacco, Illona

From: Russ Melland <rmelland@camrudlaw.com>
Sent: Friday, February 24, 2017 9:18 AM
To: supclerkofcourt@ndcourts.gov; Supreme Court Clerk's Office - Keller, Heather
Cc: Jeffcoat-Sacco, Illona; 'jbrakke@vogellaw.com'; 'mmorley@morleylawfirm.com';
'dan@grandforkslaw.com'; 'tracykennedy@northdakotalaw.net';
'marmstrong@smithporsborg.com'; 'jqinn@grandforkslaw.com';
'jschroeder@northdakotalaw.net'; 'bschmidt@smithporsborg.com'; Sue Schaumburg
Subject: RE: Oral Argument - Public Service Commission v. Grand Forks Bean Company, Inc., et al., Supreme Court No. 20160303

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Dear Ms. Keller:

I write in response to your email below. I will be appearing and arguing on behalf of Appellees Ronald Adams, Nicholas Adams, Chuck Nelson and WJS Nelson at the March 28, 2017 oral argument in the above-noted matter.

If you have any questions or concerns, please do not hesitate to contact me.

Thank you.

Russ J. Melland

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From: Supreme Court Clerk's Office - Keller, Heather [mailto:HWurtz@ndcourts.gov]

Sent: Thursday, February 23, 2017 11:39 AM

To: 'ijs@nd.gov' <ijs@nd.gov>; 'jbrakke@vogellaw.com' <jbrakke@vogellaw.com>; 'mmorley@morleylawfirm.com' <mmorley@morleylawfirm.com>; Russ Melland <rmelland@camrudlaw.com>; 'dan@grandforkslaw.com' <dan@grandforkslaw.com>; 'tracykennedy@northdakotalaw.net' <tracykennedy@northdakotalaw.net>; 'marmstrong@smithporsborg.com' <marmstrong@smithporsborg.com>

483 GE-15-36 Filed: 2/24/2017 Pages: 3
SC APPEAL - Response to request for confirmation
of presence at oral argument

<jquinn@grandforkslaw.com>; 'jschroeder@northdakotalaw.net' <jschroeder@northdakotalaw.net>;
'bschmidt@smithporsborg.com' <bschmidt@smithporsborg.com>

Subject: Oral Argument - Public Service Commission v. Grand Forks Bean Company, Inc., et al., Supreme Court No.
20160303

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VIA E-MAIL ONLY

February 23, 2017

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RE: Public Service Commission v. Grand Forks Bean Company, Inc., et al.
Supreme Court No. 20160303
Grand Forks Co. No. 2015-CV-00240

This matter will be called for oral argument on 03/28/2017 at 2:45 p.m. or as soon thereafter as the case(s) may be heard.

Please immediately confirm your presence at oral argument with the Clerk's Office at 701-328-2221 or by e-mail to supclerkofcourt@ndcourts.gov. You **must** indicate whether you will be arguing or appearing. If you are only appearing, you must indicate whether you will be seated at counsel table. **It is not sufficient to respond saying that you will be "there" or "present."**

Pursuant to Rule 34(b), N.D.R.App.P., the appellant will be given 30 minutes and the appellee 20 minutes to argue. If there are two or more appellants or appellees, they must share the allotted time.

Absent exigent circumstances, if you are unable to attend or wish to waive oral argument, you must notify this office, in writing, no less than one week prior to the scheduled date and time. Neglect to do so may subject you to sanction. If you are unable to attend oral argument at the scheduled date and time, the case(s) will be submitted on the basis of the brief(s) filed. Counsel or unrepresented party available at the scheduled date and time will be permitted to appear. However, under N.D.R.App.P. 34(a)(2), upon examination of the briefs and record, the Court may decide that oral argument is unnecessary and cancel oral argument.

Counsel and parties should be aware that during this legislative session, security at the Capitol has been increased with walk through metal detectors and, as always, parking is at a premium. Please keep this in mind when arriving for argument.

Attached for your information is the Court's weather policy.

Sincerely yours,

/s/ Heather Keller
Deputy Clerk
North Dakota Supreme Court

attachment

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