

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 16-0454

FREDERICA JOHNSON and HILLARY
WHEELER-SMITH,

Plaintiffs and Appellees,

HOMEOWNERS OF THE ASSOCIATION OF
WHIRRY'S WILD RIVERS SUBDIVISION,
CARRIE AAGESON, GEORGE H. CODLING,
DOROTHY H. CODLING, ROBERT T. TONER,
KAREN F. TONER, SHELBY S. THOMPSON,
ANN M. FAGRE, DANIEL B. FAGRE, JOHNNY
TURNER, JEANIE TURNER, CHARLES
FREDERICK THOMPSON, and JOHN DOES 1-
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Defendants and Appellants.

On October 4, 2016, Appellants were granted an extension of time until November 16, 2016, to file their opening brief on appeal. Nothing further has been filed, and the opening brief is now overdue.

THEREFORE,

IT IS ORDERED that Appellants shall prepare, file and serve the opening brief on appeal within 30 days of the date of this Order. Failure to file the brief within that time will result in dismissal of this appeal with prejudice and without further notice.

The Clerk is directed to provide copies of this order to all counsel of record.

DATED this 6th day of December, 2016.

For the Court,

By 
Chief Justice

FILED

DEC 06 2016

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

ORDER