

Daniel & Val O'Connell
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PARK COUNTY CLERK
OF DISTRICT COURT
JUNE LITTLE

SEP 28 2015

2015 SEP 23 PM 4 38

MONTANA SIXTH JUDICIAL DISTRICT COURT, PARK COUNTY

FILED

Molly Backberry
DEPUTY

Daniel K. O'Connell & Valery A. O'Connell)
& on behalf of themselves as members of)
Glastonbury Landowners Association.)

Plaintiff(s),)

v.)

Glastonbury Landowners Association, Inc.)
& current GLA Board of Directors)

Defendant(s))

Cause No. DV-11-114
Hon. Judge Cybulski
Jury Trial Requested

PLAINTIFFS AFFIDAVIT FOR CYBULSKI'S DISQUALIFICATION FOR GOOD CAUSE

STATE OF MONTANA)

:ss

County of Park)

Daniel and Valery O'Connell, on oath state to the best of their knowledge and belief, the information herein is true, correct, and complete, as follows:

- (a) We are both over the age of 18, and of sound mind to lawfully file this affidavit and having personal knowledge of such matters herein, including attachments.
- (b) This "affidavit, is pursuant to §3-1-805 (cited below), and in good faith we request to disqualify District Court Judge David Cybulski for his personal bias and prejudice of this case for six reasons:

- 1) We the Plaintiffs' in good faith fear we will not receive a fair trial in the court where this suit is pending on account of Judge Cybulski's negative prejudice or bias against this case and favoring Defendants instead.
- 2) Judge Cybulski's negative prejudice or bias against Plaintiffs' case is obvious when this judge wrote, "It sometimes seems that this case has created a life of its own beyond the original issues. [so] It is appropriate to get the parties focus back on the issues" by granting protective orders ONLY against Plaintiffs (see Exhibit 1 Order). These inflammatory words attacking this case amount to substantial bias and prejudice against

this case or against the merits of this case. In fact, these judge's words, now published on GLA's website potentially seen by hundreds of members (any of whom are likely witnesses), will probably bias/prejudice our pool of witnesses, unless Cybulski is removed along with his negative opinion of this case.

- 3) Judge Cybulski (Exhibit 1) "forbidding" ONLY the Plaintiffs from publicly publishing "any recordings" and "information acquired during this litigation" in effect arbitrarily and capriciously prejudices or bias this case, because he deprived O'Connells their free speech rights under the MT. Constitution Art. II, Sec. 7, and deprived them their right to fully and properly defend this case, thus bias and prejudice this case by depriving Plaintiffs their due process rights of equal protection of law for this case.
- 4) Plaintiffs for good cause believe Judge Cybulski punishing ONLY Plaintiffs & ONLY "forbidding" them to publish "information acquired during this litigation;" none of which need be confidential information deprives Plaintiffs to publish rebuttal evidence as the only sufficient method to find sympathetic witnesses for this case; which potential witnesses as GLA members likely read GLA's website that published Cybulski's inflammatory words attacking this case. In other words, the average person who read Cybuski saying, "this case has created a life of its own beyond the original issues" then to ONLY sanction Plaintiffs with a protection order "to get the parties focus back on the issues" obviously sends a biased message that this case has "a life of its own beyond the original issues" as solely Plaintiffs fault. Judge Cybulski's inflammatory words against this case thus deprive Plaintiffs their free speech right to publish rebuttal evidence to all potential witnesses or members who likely read these judges words; thereby allows Judge Cybulski's prejudice or bias words to stand & likely influences or biases any or all potential witnesses against this case.
- 5) Judge Cybulski again prejudices or biases this case by threatening to arbitrarily and capriciously "dismiss Plaintiffs case" which is now likely to happen for no good cause because this affidavit and over-reaching Order are "information acquired during this litigation" published by Plaintiffs' filings sent to the Clerk of Court then to www.mygla.org and to GLA published here: <http://www.glamontana.org/legal-cases/> (see Exhibit 3 photo copies of [www.mygla](http://www.mygla.org) and GLA websites); none of which need be confidential information to "dismiss Plaintiffs case."
- 6) Cybulski's Order (Exhibit 1) arbitrarily and capriciously requires Plaintiffs to "use the formal discovery process as the only means to obtain information from Defendants;" which in effect prejudices or biases this case, because it unnecessarily delays trial by increasing the pleadings and the costs to all parties for ordering such unnecessary discovery having nothing to do with this case AFTER Plaintiffs affidavit said "all discovery was completed for this case,"* and an unwarranted infringement of rights granted under the 2012 settlement agreement. That settlement agreement allows (Exhibit 2) O'Connells to have GLA documents outside of discovery under clause #2: "2. The GLA will provide O'Connells with all documents to which they are entitled pursuant to the Montana Non-Profit Corporation Act.,,"
(*O'Connells' Aug. 2015 counter-motion affidavit also says "all discovery for this case is now

completed" and GLA already "allowed at least three document requests" under this settlement agreement. GLA's protective order motion reply (pp. 3) yet admit O'Connells produce their own copies of such GLA documents to avoid duplicity or cost to GLA; which refute GLA's motion claim of undue burden, and "improper communication between parties.")

- (c) Any citations of rulings in this case can not be addressed on appeal, because Cybulski's personal bias and prejudice of this case impacts potential witnesses, delays trial, adds unnecessary discovery litigation & costs to the case, and likely to cause this case dismissal for no good cause of publishing "information acquired during this litigation" none of which need be confidential information.
- (d) All of these facts above warrant Cybulski's substitution for good cause per §3-1-805:

3-1-805, MCA: "This section is limited in its application to judges presiding in district courts, justice of the peace courts, municipal courts, small claims courts, and city courts. 1. Whenever a party to any proceeding in any court shall file an affidavit alleging facts showing personal bias or prejudice of the presiding judge, such judge shall proceed no further in the cause. If the affidavit is filed against a district judge, the matter shall be referred to the Montana Supreme Court. If the affidavit is in compliance with subsections (a), (b), and (c) below, the Chief Justice shall assign a district judge to hear the matter. If the affidavit is filed against a judge of a municipal court, justice court, or city court, any district judge presiding in the district of the court involved may appoint either a justice of the peace, a municipal judge or a city court judge, to hear any such proceeding.

(a) The affidavit for disqualification must be filed more than thirty (30) days before the date set for hearing or trial.

(b) The affidavit shall be accompanied by a certificate of counsel of record that the affidavit has been made in good faith. An affidavit will be deemed not to have been made in good faith if it is based solely on rulings in the case which can be addressed in an appeal from the final judgment.

(c) Any affidavit which is not in proper form and which does not allege facts showing personal bias or prejudice may be set aside as void.

(d) The judge appointed to preside at a disqualification proceeding may assess attorneys fees, costs and damages against any party or his attorney who files such disqualification without reasonable cause and thereby hinders, delays or takes unconscionable advantage of any other party, or the court."

Dated September 23rd, 2015.

FURTHER AFFIANTS SAYETH NAUGHT.

Signed: Daniel K. O'Connell

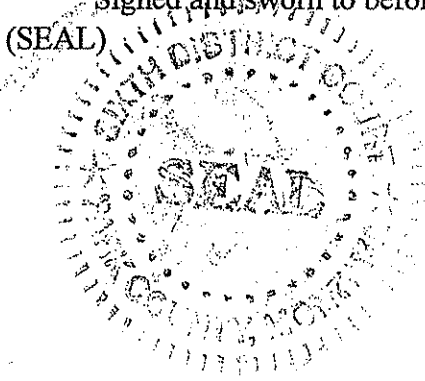
Signed: Valery O'Connell

Daniel O'Connell

Valery O'Connell

Signed and sworn to before me on September 23, 2015.

(SEAL)



Molly Brackberry Deputy Clerk of
Molly Brackberry 6th Judicial
District Court

Certificate of Service

A true and correct copy of the **forgoing documents** were sent to all parties via first class mail on the following business day to:

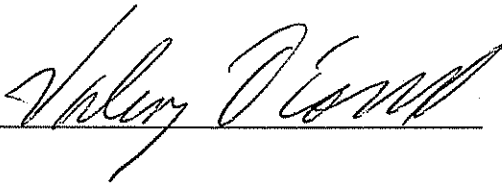
Sixth Judicial District Clerk of Court
414 E. Callender St.
Livingston, Mt. 59047

Alannah Griffith
108 N. 11th, Unit #1
Bozeman, Mt. 59715

Hon. Judge David Cybulski
573 Shippe Canyon Rd.
Plentywood, Mt. 59254

Brown Law Firm, P.C.
315 N. 24th St. (PO Drawer 849)
Billings, MT. 59103-0849

Signed



Valery O'Connell

Hon. David Cybulski
15th Judicial District Court
100 West Laurel
Plentywood, MT 59254
Telephone: 406-765-3457

PARK COUNTY CLERK
OF DISTRICT COURT
JUNE LITTLE
2015 SEP 17 PM 12 53
FILED
BY *June Little*
DEPUTY

MONTANA SIXTH JUDICIAL DISTRICT COURT, PARK COUNTY

DANIEL K. O'CONNELL and)
VALERY A. O'CONNELL)
Plaintiffs,)
vs.)
GLASTONBURY LANDOWNERS)
ASSOCIATION, INC. & Current GLA)
Board of Directors,)
Defendants.)

Cause No: DV-2011-114

**ORDER GRANTING
DEFENDANT'S MOTION
FOR PROTECTIVE ORDER**

Defendants have made a motion for protective order requiring Plaintiffs to use the formal discovery process and otherwise stop improperly using the materials they have accumulated during this litigation process. It sometimes seems that this case has created a life of its own beyond the original issues. It is appropriate to try to get the parties' focus back to the issues.

IT IS ORDERED that Defendant's Motion for a Protective Order is **GRANTED**.

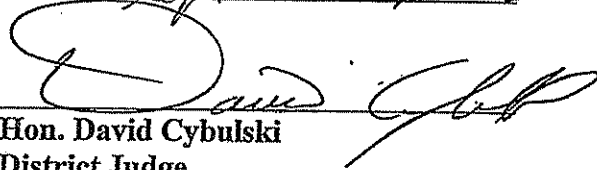
1. Plaintiffs are required to use the formal discovery process as the only means to obtain information from Defendants.
2. Plaintiffs are prohibited from communicating with Defendants except through counsel, in other words, Plaintiffs must only write or call Defendants' counsel.
3. Plaintiffs' s repeat requests for information previously provided may be denied by Defendants.
4. Plaintiffs are immediately prohibited from publicly disseminating any information acquired during this litigation to the public. This includes any recordings. The penalty for violation of this Order may include dismissing the Plaintiffs' claims with prejudice.

"Exhibit 1"

5. Plaintiffs must immediately return the minutes referenced. Immediately means within 5 business days of the date this order is filed.

Defendants are awarded their attorneys' fees and costs related to this motion.

Dated: September 18, 2015


Hon. David Cybulski
District Judge

CC: Daniel + Valerie O'Connell }
Michael Heringer } mld
Seth Cunningham } 9.17.15
Alanah Griffith } SB

Exhibit 1

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MONTANA SIXTH JUDICIAL DISTRICT COURT, PARK COUNTY

DANIEL K. O'CONNELL and VALERY)
A. O'CONNELL & for and on behalf of)
Members of the Glastonbury Landowners)
Association,)
)
) Plaintiffs,)
)
) v.)
)
GLASTONBURY LANDOWNERS)
ASSOCIATION, INC. (the GLA)
Corporation),)
)
) Defendant.)
)

Cause No. DV-2011-193

STIPULATED
SETTLEMENT AGREEMENT

The parties to the above-captioned matter met for mediation on the 20th day of July, 2012,
and agreed as follows:

1. The Glastonbury Landowners Association, Inc., hereinafter referred to as "GLA,"
Board of Directors will provide a current GLA membership list to the O'Connells upon request, but
not more than two times a year.
2. The GLA will provide O'Connells with all documents to which they are entitled
pursuant to the Montana Non-Profit Corporation Act and GLA By-Laws upon request.

Exhibits

1 3. The GLA Board President will vote in accordance with the GLA By-Laws and not
2 solely for the purpose of breaking a tie vote.

3 4. The GLA Board will rescind the existing prohibition against recording member
4 meetings.

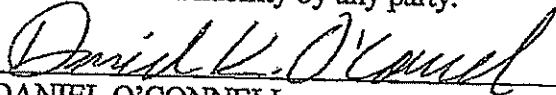
5 5. The parties will dismiss the above-captioned Complaint and Counter-claim with
6 prejudice.

7 6. The GLA Directors may not cast proxy votes for members in any capacity; however,
8 they may cast their own votes as landowners. The Proxy Authorization form will be amended
9 accordingly.

10 7. This Stipulated Agreement is subject to ratification by the GLA Board.

11 8. Each party shall bear its own attorney's fees and costs.

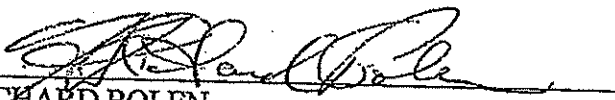
12 9. No provision included in this Stipulated Settlement Agreement shall be construed as
13 an admission of liability by any party.

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15
16 
17 DANIEL O'CONNELL

18 Plaintiff
Date of Signature: 7/20/2012

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20 
21 VALERY O'CONNELL

22 Plaintiff
Date of Signature: July 20, 2012

23
24 
25 RICHARD BOLEN

26 President, Glastonbury Landowners Association
27 Defendant

28 Date of Signature: 07/20/2012


FREDERICK P. LANDERS, JR.

Counsel for Glastonbury Landowners Association

Date of Signature: 7-20-12


**ACTION TAKEN BY WRITTEN CONSENT OF THE
BOARD OF DIRECTORS OF THE
GLASTONBURY LANDOWNERS ASSOCIATION, INC.**

I, Richard Bolen, as President of the Glastonbury Landowners, Inc. (the "GLA"), hereby certify that the GLA Board of Directors has approved the Settlement Agreement dated July 20, 2012 between Daniel and Valery O'Connell and the GLA, which Agreement fully resolves the litigation pending between the O'Connells and the GLA in Park County District Court Cause No. DV-2011-193.

I further hereby certify that said action was taken by written consent without a meeting; that all of the Directors were contacted regarding said action; that a two-thirds majority of Directors consented in writing to said action; and that the Directors are empowered to take said action pursuant to their authority to conduct, manage and control the affairs and business of the GLA, as set forth in the GLA's Articles of Incorporation and Bylaws.

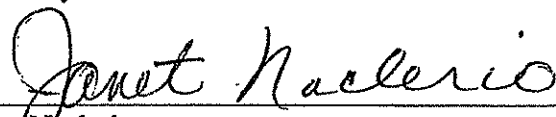
This 23rd day of August, 2012.

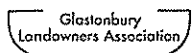
President:


Richard Bolen

ATTEST:

Secretary


Janet Naclerio



[Home](#) [Current Landowners](#) ▾ [Prospective Landowners](#) ▾ [GLA Info](#) ▾ [Communications](#) ▾

[Latest News](#)

Welcome to the Glastonbury Landowners Association website, we look forward to serving you!

Click the "Latest News" link on the menu to see the latest info.

Want to Live Here?

It's a lovely area, plenty to see and do, and great neighbors, find out more.

[More >](#)

Legal Case Updates

Catch up on the latest legal information.

[More >](#)

Governing Documents of

Be informed, read the Governing Documents for the GLA.

[More >](#)

Calendar of Events

Check here for Committee Meeting and Board Meeting Updates

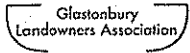
[More >](#)

GLA Survey RESULTS!

Click on the "More" link below to get the Survey Results.

[More >](#)

Exhibit 3



[Home](#) [Current Landowners](#) ▾ [Prospective Landowners](#) ▾ [GLA Info](#) ▾ [Communications](#) ▾

Latest News

DV-2011-114

The original complaint was dismissed by the District Court for failure to state a claim for which relief could be granted, and the O'Connells were ordered to pay costs and attorney fees.

The O'Connells then appealed to the Supreme Court. The Court returned the matter to the District court and the O'Connells have filed an amended complaint.

The files posted here relate to the amended complaint.

Documents are listed in chronological order. (Bolded are the most recent & underlined items are second most recently added items.)

2013 Filings

- 01 New Amended Complaint & Motion for Pleading 2-31-13 (link)
- 02 Notice of Appearance DV 11-114 3-18-13 (link)
- 03 Defendants' Answer and Affirmative Defenses 11-114 3-18-13 (link)
- 04 Order 3-15-13 (link)
- 05 Motion to Allow Counterclaim 4-9-13 (link)
- 06 Proposed Counterclaim 4-9-13 (link)
- 07 Order Granting Counterclaim 4-16-13 (link)
- 08 Plaintiffs' Motion for Change of Venue 4-24-13 (link)
- 09 Plaintiffs' Motions for Dismissal of Defendants' Counterclaim & Extension to Answer & Rule 60(b) Motion 4-24-13 (link)

"Exhibit 3"

- 10 Defendants' Response Regarding Dismissal of Counterclaim and Extension to Answer and Rule 60(b) Motion 5-13-13 ([link](#))
- 11 Defendants' Response to Plaintiffs' Motion for Change of Venue 5-16-13 ([link](#))
- 12 Plaintiffs' Motion for Joinder of Claims & Cases 5-24-13 ([link](#))
- 13 Plaintiffs Motion Reply re Dismissal of Counterclaim 12(b)(6) Motion & 60(b) Motion 5-31-13 ([link](#))
- 14 Plaintiffs' Motion for Partial Discovery Request 6-10-13 ([link](#))
- 15 Notice of Decision in DV-2012-220 & DV-2012-164 Making Plaintiffs' Pending Motions Moot 6-21-13 ([link](#))
- 16 Defendants' Response to Plaintiffs' Motion for Partial Discovery 6-26-13 ([link](#))
- 17 Plaintiffs' Motion Response & Partial Discovery Request for Docs & Admissions Only 6-28-13 ([link](#))
- 18 Plaintiffs' Motion for Sanctions and Removal of Limited Scope Representative 7-9-13 ([link](#))
- 19 Defendant's Motion for Partial Summary Judgment DV2011-114 7-11-13 ([link](#))
- 20 Defendant's Brief in Support of Its Motion for Partial Summary Judgment DV2011-114 7-11-13 ([link](#))
- 21 Response to Motion for Sanction and Removal of Attorney 7-14-13 ([link](#))
- 22 Defendants' Response to Plaintiffs' Motion Response & Partial Discovery Request for Docs & Admissions Only 7-26-13 ([link](#))
- 23 Plaintiffs' Reply & Motion to Strike Partial Summary Judgment Motion 7-26-13 ([link](#))
- 24 Plaintiffs' Affidavit in Support of Motion to Strike & Deny Summary Judgment Motion 7-26-13 ([link](#))
- 25 Plaintiffs' Reply Brief to Motion for Sanctions & Removal of Limited Scope Counsel 7-26-13 ([link](#))
- 26 Defendants' Reply Brief to Plaintiffs' Reply in Opposition to Defendants' Motion for Partial Summary Judgment 8-9-13 ([link](#))
- 27 Plaintiffs' Reply & More Partial Discovery Requested for Documents & Admissions ([link](#))
- 28 Defendants' Response to Plaintiffs' Reply & More Partial Discovery Requested for Docs & Admissions 9-11-13 ([link](#))
- 29 Proposed Order re Motion for Sanction and Removal of Attorney 10-2-13 ([link](#))
- 30 Order re Motion for Sanction and Removal of Attorney 10-7-13 ([link](#))
- 31 Order Granting Defendant's Motion for Partial Summary Judgment 12-9-13 ([link](#))
- 32 Notice of Delay of Discovery and Oral Deposition 06-13-2014 ([link](#))

2014 Filings

- 33 Claim & Motion Request to Indemnify Plaintiff 06-3-2014 ([link](#))
- 34 Affidavit in Support of Motion Indemnify Plaintiff 06-03-2014 ([link](#))
- 35 Affidavit in Support of Motion to Indemnify Plaintiff 06-03-

- 2014 (link)
- 36 Notice of Additional Method of Recording Deposition of Alyssa Allen 06-05-2014 (link)
- 37 Plaintiffs Delay of Deposition Pending Motion to Indemnify 06-10-2014 (link)
- 38 Defendant's Response in Opp to Ps' Claim & Motion Request to Indemnify Plaintiff 06-17-2014 (link)
- 39 Order to Serve Counsel of Record for Defendants_Note cause no is in error 06-23-2014 (link)
- 40 Plaintiffs' Notice & Clarification on Orders to Serve Counsel of Record 06-27-14 (link)
- 41 Plaintiff's Affidavit in Support of Indemnification Motion 06-30-2014 (link)
- 42 Plaintiffs' Response to Ds' Reply to Indemnification Motion 06-30-2014 (link)
- 43 Defendant's Brief in Support of its Motion for Summary Judgment 08-04-2014 (link)
- 45 Notice to Modify Date and Place of Depositions 08-18-2014 (link)
- 46 Plaintiffs Motion for Extension of Time & Motion to Strike Defendants' Motion for Summary Judgment 08-18-2014 (link)
- 47 Defendant's Motion to Quash Subpoenas for Depositions and Brief in Support 08-26-14 (link)
- 48 Plaintiffs' Response in Opposition to Motion to Quash Subpoenas 08-28-14 (link)
- 49 Defendant's Reply to Ps' Response in Opp to Motion to Quash Subpoenas for Depositions 09-03-14 (link)
- 50 Defendant's Response in Opposition to Plaintiffs' Motion for Extension of Time & Motion to Strike 09-04-14 (link)
- 51 Order Granting Defendant's Motion to Quash Subpoenas and Depositions 09-08-14 (link)
- 52 Plaintiffs' Reply to Motion for Extension of Time & Motion to Strike Defendant's Motion for Summary Judgment 09-10-14 (link)
- 53 Plaintiffs' Motion for Relief from Orders Dated Sept 8, 2014 09-10-14 (link)
- 54 Plaintiffs' Pre-Discovery Disclosure Notice 09-10-14 (link)
- 55 Defendant's Response in Opposition to Plaintiff's Motion for Relief from Orders Dated Sept 8 2014 09-22-14 (link)
- 56 Defendant's Submission of Attorney Fees and Costs 09-25-14 (link)
- 57 Plaintiffs Reply Motion for Relief from Orders Dated Sept 8, 2014 10-6-14 (link)
- 58 Plaintiff's Motion for Delay of Orders Pending Rule 60 Motion Outcome and Response Against Attorney Fees 10-14-14 (link)
- D9 Plaintiffs Requests for Defendant Admissions 10-14-14 (link)
- D10 Plaintiffs' Amended Request For Admissions GLA 10-17-14 (link)
- 60 GLA Response in Opposition to Plaintiffs' Motion for Delay of Orders Pending Rule 60 Motion Outcome and Response Against Attorney Fees & Costs 10-27-14 (link)
- D11 Plaintiffs' Interrogatories to GLA 10-31-14 (link)
- D11a Appendix 1 Plaintiffs' Pre-Discovery Disclosure for

- Interrogatories 10-31-14 ([link](#))
- 61 Plaintiffs' Local Rule 10 Motion to Strike GLA's Summary Judgment Motion & Motion for Rule 11 Sanctions & Motion for Extension of Time 11-5-14 ([link](#))
- 62 Plaintiffs' Motion Response for Delay of Orders Pending Rule 60 Motion & Response Against GLA's Attorney Fees & Costs_11-12-14 ([link](#))
- D12 GLA Response to Plaintiffs Amended Request for GLA Admissions 11-17-14 ([link](#))
- 63 GLA Motion to Proceed on Summary Judgment Brief 11-18-14 ([link](#))
- 64 Plaintiffs' Proposed Order Granting Motion Against Sept 9, 2014 Orders 11-18-14 ([link](#))
- 65 GLA Motion for Extension to Respond to Plaintiffs' Interrogatories 11-20-14 ([link](#))
- 66 Plaintiffs' Motion Ordering GLA Respond to Discovery of Interrogatories, Reply Against GLA's Extension Motion, Reply Against Motion to Proceed on SJM (Summary Judgment Motion) & Reply for Sanction Motion 12-4-14 ([link](#))
- 67 Plaintiffs' Motion for Orders Reestablishing Parties to the Complaint 12-2-14 ([link](#))
- 68 Order Granting GLA's Motion for Extension to Respond to Plaintiffs' Interrogatories 12-2-14 ([link](#))
- 69 GLA's Opposition to Plaintiffs' Motion for Orders Reestablishing Parties to the Court 12-16-14 ([link](#))
- 70 GLA's Response in Opposition to Plaintiffs' Motion Ordering GLA Respond to Discovery of Interrogatories, Reply Against GLA's Extension Motion, Reply Against Motion to Proceed on Summary Judgment Motion & Reply for Sanction Motion 12-14-14 ([link](#))
- 71 Plaintiffs' Motion Response Reestablishing parties 12-31-14 ([link](#))
- D13 GLA Response to Plaintiffs' Interrogatories to GLA 12-31-14 ([link](#))

2015 Filings

- D14 GLA Response to Plaintiffs Rephrased Requests for GLA Admissions 1-3-15 ([link](#))
- 72 Plaintiffs' Response in Opposition to GLA Summary Judgment Motion 4-20-15 ([link](#)) – Note: large file
- 73 GLA's Reply to Plaintiffs' Response in Opposition to GLA Motion for Summary Judgment-no exhibits 5-5-15 ([link](#))
- 73 GLA's Reply to Plaintiffs' Response in Opposition to GLA Motion for Summary Judgment-with exhibits 5-5-15 ([link](#)) – Note: large file
- 74 Affidavit of Allen Supp to GLA Motion for Summary Judgment 5-5-15 ([link](#))
- 75 Plaintiffs' Motion to Strike Allens Affidavit 5-7-15 ([link](#))
- 76 Affidavit in Support of Motion to Strike/Disregard Allen's Affidavit 5-13-15([link](#))
- 77 GLA Response in Opposition to Plaintiffs' Motion to Strike Allen's

Affidavit 5-21-15 (link)

- 78 Plaintiffs' Motion Reply to Strike Allen's Affidavit 6-4-15 (link)
- 79 GLA Motion for a Protective Order 7-27-15 (link)
- 80 GLA Brief in Support of its Motion for Protective Order 7-27-15 (link)
- 81 Allen Affidavit 7-27-15 (link)
- 82 Kehoe Affidavit 7-27-15 (link)
- 83 McSherry Affidavit 7-27-15 (link)
- 84 Plaintiffs' Brief and Counter Motion for Protective Order and Sanctions and Reply to GLA Motion for Protective Order 8-7-15 (link)
- 85 GLA Answer to Plaintiff's Objection to Motion for Protective Order 8-24-15 (link)
- 86 Plaintiffs Response to GLAs Answer to Plaintiffs Motion for Protective Order and Sanctions 9-4-15 (link)
- 87_Order Granting GLA's Motion for Protective Order 9-15-2015 (link)



DV-2012-164 and DV-2012-220

Note: The District Court has ruled in favor of the GLA on all issues, and the O'Connells appealed to the Supreme Court. On December 3, 2013, the Supreme Court also ruled in the GLA's favor on all of the issues.

On January 7, 2014 the Supreme Court denied the O'Connell's request for rehearing, putting this case to rest.

Originally 2 separate cases, which were later combined into 1 case.

Issues:

1. Minnick Management being hired as an agent
2. Erickson's Variance Project
3. Guesthouse Assessments
4. Voting Practices

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