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Val O'Connell  
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2017 DEC 29 AM 8 17

**MONTANA SIXTH JUDICIAL DISTRICT COURT, PARK COUNTY**

FILED  
*Samela Perdue*  
DEC 29 2017

Kathleen Rakela and other members of the )  
 Glastonbury Landowners Association; )  
 )  
 Plaintiff(s) )  
 Valery O'Connell; )  
 )  
 Involuntary Plaintiff. )  
 )  
 v. )  
 )  
 Board of Directors for Glastonbury )  
 Landowners Association, Inc. (GLA), )  
 Dennis Riley, Daniel Kehoe, Mark Seaver, )  
 Richard Johnson, Charlene Murphy, )  
 Kevin Newby, Leo Keeler, And other Does; )  
 )  
 Defendant(s) )

**Cause No. DV-17-150**  
Hon. Judge Brenda Gilbert

**NOTICE OF PERMISSIVE JOINER: ADDING VALERY O'CONNELL AS INVOLUNTARY PLAINTIFF RE: GLA DEFENDANTS AFFIRMATIVE DEFENSE(S) AGAINST O'CONNELL**

COMES NOW INVOLUNTARY PLAINTIFF —Valery O'Connell, and files this Notice of Permissive Joinder due to GLA Defendant(s) Affirmative Defense(s) against Valery O'Connell.

This joinder notice is necessary pursuant to MT.R.Civ.P. Rule 19 & Rule 20 as follows, in part:

**Rule 19. Required M.R.Civ.P. Rule 20. "Permissive Joinder of Parties.**

- (a) Persons Required to be Joined if Feasible.
  - (1) Required Party. A person who is subject to service of process must be joined as a party if:
    - (A) in that person's absence, the court cannot accord complete relief among existing parties; or
    - (B) that person claims an interest relating to the subject of the action and is so situated that disposing of the action in the person's absence may:
      - (i) as a practical matter impair or impede the person's ability to protect the interest; or
      - (ii) leave an existing party subject to a substantial risk of incurring double, multiple, or otherwise inconsistent obligations because of the interest...

**M.R.Civ.P. Rule 20. "Permissive Joinder of Parties.**

(a) Persons Who May Join or Be Joined.

(1) Plaintiffs. Persons may join in one action as plaintiffs if:

(A) they assert any right to relief jointly, severally, or in the alternative with respect to or arising out of the same transaction, occurrence, or series of transactions or occurrences; and

(B) any question of law or fact common to all plaintiffs will arise in the action....

Justice so requires this joinder notice, because Valery O'Connell claims an interest relating to the subject of an action, arising out of the same transaction of the complaint, and so situated that disposing of the action in her absence may as a practical matter impair or impede her ability to protect the interest common to all plaintiffs. Specifically on December 22, 2017, the GLA Defendants filed their "Answer [&] Affirmative Defenses" that said on page 9:

"Eleventh Affirmative Defense"

"Plaintiff [Rakela] may be a proxy for Valery O'Connell in violation of the Court's Order dated May 8, 2017 declaring Valery O'Connell a vexatious litigant. Additionally, Ms. O'Connell may be engaging in the unauthorized practice of law."

It is obvious from this GLA "Affirmative Defense" pleading that Valery O'Connell has a genuine and bonafide interest relating to this subject from the same action as the complaint; and is so situated that disposing of this action in her absence may as a practical matter impair or impede her ability to protect her interest common to all plaintiffs; which interest common to all plaintiffs does emphatically refute this GLA "Eleventh Affirmative Defense."

Therefore, justice so requires this permissive joinder of Valery O'Connell hereby added as "Involuntary Plaintiff," allowed by this rule 19 & 20 above, in

order to protect her common interest against GLA's "Affirmative Defense" claim against her. And as a result of this permissive joinder, Ms. O'Connell will submit her answer against this GLA claim (cited above) within 14 days from this filing.

DATED this 29<sup>th</sup> day of December, 2017.

BY

  
Valery O'Connell

**Certificate of Service**

A true and correct copy of forgoing document(s) were sent this same day via first class mail to:

**Defendants' Attorney-Brown Law Firm**  
315 N. 24th St. (PO Drawer 849)  
Billings, MT. 59103-0849

**Plaintiff(s) Attorney-Jamie Rebsom**  
411 W Park St  
Livingston, MT. 59047

