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9 *Attorney for Defendants*

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

11 KATHLEEN RAKELA, CLARE PARKER,  
12 RUDY PARKER, EDWARD DOBROWSKI,

13 Plaintiffs,

14 vs.

15 GLASTONBURY LANDOWNERS  
16 ASSOCIATION, INC., GLASTONBURY  
17 LANDOWNERS ASSOCIATION, INC.'S  
18 BOARD OF DIRECTORS, DENNIS RILEY,  
19 DANIEL KEHOE, MARK SEAVER,  
20 RICHARD JOHNSON, CHARLENE MURPHY,  
21 KEVIN NEWBY, LEO KEELER, individually,  
22 and as Board Members,

23 Defendants,

Cause No. DV 17-150

Judge Brenda R. Gilbert

**DEFENDANT'S RESPONSE TO  
PLAINTIFFS' MOTION TO DISMISS  
PLAINTIFFS CLARE PARKER, RUDY  
PARKER, EDWARD DOBROWSKI**


24 COME NOW Defendants Glastonbury Landowners Association, Inc. (GLA), Dennis Riley,  
25 Daniel Kehoe, Mark Seaver, Richard Johnson, Charlene Murphy, Kevin Newby, and Leo Keeler  
26 (hereinafter "Defendants") and state that they have no objection to Plaintiffs' Motion to Dismiss Plaintiffs  
27 Clare Parker, Rudy Parker and Edward Dobrowski. However, Defendants ask that the dismissal either be  
28 with prejudice or subject to Mont. R. Civ. P. 41(d) which states:

Costs of a Previously Dismissed Action. If a plaintiff who previously dismissed an action in any court files an action based on or including the same claim against the same defendant, the court:

- (1) may order the plaintiff to pay all or part of the costs of that previous action; and
- (2) may stay the proceedings until the plaintiff has complied.

1 DATED this 21<sup>st</sup> day of June, 2018.

2 BROWN LAW FIRM, P.C.

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4 BY   
5 Seth M. Cunningham  
6 *Attorneys for Defendants*

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1 **CERTIFICATE OF SERVICE**

2 This does certify that a true and correct copy of the foregoing was duly served on Plaintiff by U.S.  
3 mail, postage prepaid, and addressed as follows, this 21st day of June, 2018:

4 Jami Rebsom  
5 Jami Rebsom Law Firm, PLLC  
6 P.O. Box 670  
7 Livingston, MT 59047  
8 *Attorney for Plaintiff*

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10 By:   
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12 Seth M. Cunningham  
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