

The following information from Brian McCool & Chuck Diessner regarding our lawsuit & the appeal process:

No later than 60 days from February 23rd, the date of Judge Rasmussen's Order (this is April 24th, but because it is a Sunday the date will be extended to Monday the 25th), the County/Rehkamp Notice of Appeal must be filed with the Court of Appeals.

At the time the Notice of Appeal is filed they need to request a transcript of the hearing before Judge Rasmussen in Park Rapids, if they want the transcript to be part of the record for the appeal. If they don't request a transcript, then we need to determine if we want it. If a transcript is requested, it will be provided by the court reporter in about 30 days.

No later than 30 days after the Notice of Appeal, if no transcript is requested, or if a transcript is requested, then 30 days after receipt of the transcript, the County/Rehkamp must file their brief with the Court of Appeals explaining why they believe Judge Rasmussen's decision should be over turned and the case decided in their favor.

No later than 30 days after our receipt of the County/Rehkamp brief, we must file with the court our response brief explaining why the decision should be affirmed and not overturned as argued by the County/Rehkamp.

No later than 15 days after receipt of our response brief, they must file their reply brief to our arguments.

In about 3-6 months after their reply brief has been filed, the case will be argued by the attorneys before a panel of 3 judges from the Court of Appeals.

The Court of Appeals has 90 days to issue its decision.

BOTTOM LINE IS IT CAN TAKE 9 MONTHS TO 1 YEAR FROM FEBRUARY 23rd BEFORE THE COURT OF APPEALS WILL ISSUE ITS DECISION.

Dan Kittilson, President

Hubbard COLA

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