

HON. LUKE BERGER

Montana Fifth Judicial District Court

Madison County

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**MONTANA FIFTH JUDICIAL DISTRICT COURT
MADISON COUNTY**

STATE OF MONTANA, Plaintiff, v. JESSE MICHAEL BOYD, BETHANY GRACE BOYD, CARTER NORMAN PHILLIPS, ERIC ANTHONY TRENT, Defendant(s).	Cause No(s). DC-29-2022-23 DC-29-2022-24 DC-29-2022-22 DC-29-2022-26 ORDER IMPOSING DISCOVERY SANCTIONS
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BASED UPON the Defendants failure to comply with the District Court's *Order on State's First Motion to Compel* (Ct. Doc. #61) by failing: (1) file a *Notice of Affirmative Defense Witnesses*; and (2) to provide contact information for all witness that they intend to call at trial, including those who will be called in support of their affirmative defenses, and for good cause appearing, therefore:

IT IS HEREBY ORDERED that the Defendants shall be sanctioned as follows:

1. Pursuant to § 46-15-329(4), MCA, the Defendants shall be precluded from calling Laney Cutshaw, Josef Najah, Joseph Thornock, Donald Limes, and Dexter Baker as witnesses at trial.
2. Pursuant to § 46-15-329(3), MCA, the Defendants attorneys of record are held in contempt. Pursuant to §§ 3-1-501 and 3-1-520, MCA, the Defendants attorneys of record shall be fined \$500 per Defendant per day until the Defendants have fully complied with the District Court's *Order on State's First Motion to Compel*.

ELECTRONICALLY SIGNED AND DATED BELOW