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COUNSEL FOR STATE

MONTANA SEVENTEENTH JUDICIAL DISTRICT COURT
VALLEY COUNTY

| | |
|---|---|
| STATE OF MONTANA,<br>Plaintiff,<br>v.<br>TODD KEITH KOLSTAD,<br>Defendant. | Cause No. DC-2023-1<br>The Honorable Yvonne Laird<br>**MOTION TO DISMISS** |

COMES NOW, Ed Hirsch, Special Deputy Valley County Attorney, and respectfully moves the Court to dismiss the above pending matter, without prejudice, in the interests of justice. Since the date of the initial trial and subsequent appeal, the State has received new and additional evidence concerning subsequent actions by a necessary witness. Taking into consideration the new evidence and circumstances, the State no longer believes pursuing the charges are in the interests of justice.

Defense Counsel has been contacted and does not object to dismissal.

Respectfully submitted this 31st day of May, 2024.

ED HIRSCH
Assistant Attorney General
Special Deputy Valley County Attorney

By: _____
ED HIRSCH

CERTIFICATE OF SERVICE

I hereby certify that on the ___ day of _____, 2024, a true and correct copy of the foregoing was [ ] placed for mailing in an envelope, securely sealed, postage pre-paid, [ ] placed for mailing in an envelope for inter-office mail, [ ] hand-delivered, [X] e-mailed, [ ] sent via e-filing, [ ] faxed to the following:

Jeremy Yellin
419 4th Avenue
PO Box 564
Havre, Montana 59501
jeremy@jyellinlaw.com

By:_____

Hon. Yvonne Laird
District Judge
17th Judicial District
PO Box 470
Malta, MT 59538
Telephone: (406) 654-1062

MONTANA SEVENTEENTH JUDICIAL DISTRICT COURT
VALLEY COUNTY

| | |
|---|---|
| STATE OF MONTANA,<br>Plaintiff,<br>v.<br>TODD KEITH KOLSTAD,<br>Defendant. | Cause No. DC-2023-1<br>The Honorable Yvonne Laird<br>**ORDER TO DISMISS** |

THIS MATTER comes before the Court on a Motion to Dismiss, filed by the State. The Court has reviewed the motion and considered the issues. The Court finds good cause and therefore,

WHEREFORE, the above matter is dismissed without prejudice, and;

WHEREFORE, all future court proceedings related to the above matter are hereby vacated.

DATED this ____ day of _____, 2024.

_____
Hon. Yvonne Laird

CC: Ed Hirsch, Counsel for State
Jeremy Yellin, Counsel for Defense