

STATE OF SOUTH DAKOTA )  
 )  
 ) :SS  
COUNTY OF LINCOLN )

IN CIRCUIT COURT  
SECOND JUDICIAL CIRCUIT

DAKOTA ACCESS, LLC,

Plaintiff,

vs.

JOHN STRATMEYER, JOYCE  
STRATMEYER, ALLEN STRATMEYER,  
STEVE STRATMEYER, JANICE E.  
PETTERSON, MAVIS A. PARRY, LINDA  
A. GOULET, CORLISS F. WIEBERS,  
SHIRLEY M. OLTMANNS, MARILYN J.  
MURRAY, KEVIN J. SCHOFFELMAN,  
LEROY FETT, DORIS W. FETT, DONALD  
M. KLAASSEN, AND KATHERINE A.  
KLAASSEN,

Defendants.

Civ. 15-138

**ORDER GRANTING MOTION TO  
DISMISS AND DENYING MOTION FOR  
PRELIMINARY INJUNCTION**

This matter came before the Court on August 13, 2015, in the Lincoln County Courthouse in Canton, South Dakota; and the Plaintiff having appeared by and through its attorneys of record, Brett Koenecke and Justin L. Bell of May, Adam, Gerdes and Thompson, LLP and Defendants Janice E. Petterson, Mavis A. Parry, Linda A. Goulet, Corliss F. Wiebers, Shirley M. Oltmanns, Marilyn J. Murray, Kevin J. Schoffelman, Leroy Fett, Doris W. Fett, Donald M. Klaassen, and Katherine A. Klaassen having appeared by and through their attorney of record David L. Edwards of Breit Law Office, P.C.; and the parties having fully briefed the matter and the Court having heard the arguments of counsel, examined the pleadings and other evidence which have been made a part of the record, and the Court being fully advised in the premises; now, therefore,

**FILED**  
SEP -2 2015  
Lincoln County, S.D.  
Clerk Circuit Court

**EXHIBIT**

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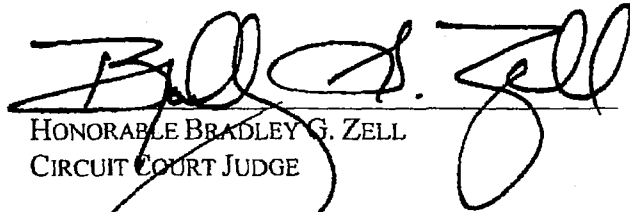
CW 15-138

IT IS HEREBY ORDERED, that Defendants Leroy Fett and Doris W. Fett's Motion to Dismiss is granted;

FURTHER ORDERED, that Plaintiff Dakota Access, LLC's Motion for Preliminary Injunction is denied.

Dated this 1st day of September, 2015.

BY THE COURT:

  
HONORABLE BRADLEY G. ZELL  
CIRCUIT COURT JUDGE

ATTEST: **KRISTIE TORGERSON**  
LINCOLN COUNTY CLERK OF COURTS

By: Karen Nelson  
Deputy



[SEAL]