

1986

Mel Trimble Real Estate v. Monte Vista Ranch, Inc.  
and wallace Ohran, Ray E. Nelson Howard D.  
Sherwood, Joyce Rice, and Neldon Williams :  
Unknown

Utah Court of Appeals

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COURT OF APPEALS

July 31, 1987

Clerk of the Court  
Utah Court of Appeals  
400 Midtown Plaza  
230 South 500 East  
Salt Lake City, Utah 84102

Dear Clerk:

RE: Mel Trimble Real Estate v. Monte  
Vista Ranch, Inc.  
Case No. 860135

At oral argument, a question arose with respect to which party had the burden of providing the Court below with certain pleadings and records from the original trial. See Mel Trimble Real Estate v. Fitzgerald, 626 P.2d 453 (Utah 1981).

With respect to that issue, plaintiff cites the newly uncovered authority of Celotex Corp. v. Myrtle, \_\_\_\_\_ U.S. \_\_\_\_\_, 106 S.Ct. 2548, 91 L.Ed.2d 265 (1987).

Please refer this letter to the members of the Court pursuant to Rule 26(j), Rules of the Utah Court of Appeals.

Sincerely,

  
ROBERT J. DEBRY

RJD/nm  
cc: Dayle Jeffs  
90 North 100 East  
P.O. Box 888  
Provo, Utah 84603