

1995

Morello v. Utah State Board of Pardons : Unknown

Utah Court of Appeals

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Jan Graham; Attorney General; Attorneys for Appellee.

Ronald Morello; Pro se.

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UTAH COURT OF APPEALS
BRIEF

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June 18, 1996

Marilyn Branch
Clerk of the Court
Utah Court of Appeals
230 South 500 East #400
Salt Lake City, Utah 84102

Re: Morello v. Utah Board of Pardons, No. 950766-CA

Dear Ms. Branch:

The Office of the Attorney General recently learned of the pendency of the above-captioned appeal, which is purportedly from a final district court order in a civil action against the Utah Board of Pardons. The Board never appeared in the trial court to defend against Mr. Morello's claims and was not required by the trial court to do so. See Utah R. Civ. P. 65B(e)(3).

Because the Board was not a party in the trial court, it is not properly a party on appeal. Accordingly, we will not be filing a responsive brief on the Board's behalf in this matter.

Very truly yours, \

ANNINA M. MITCHELL
Deputy Solicitor General