

IN THE
Supreme Court of the United States

GARY WAETZIG,

Petitioner,

v.

HALLIBURTON ENERGY SERVICES, INC.,

Respondent.

**MOTION FOR LEAVE TO DISPENSE
WITH PREPARATION OF JOINT APPENDIX**

Pursuant to Supreme Court Rule 26.8, Petitioner respectfully requests that the Court dispense with the requirement of filing a joint appendix. Respondent agrees that a joint appendix is not necessary and concurs in the filing of this motion.

The Court granted the petition for a writ of certiorari to consider the question whether a Rule 41 voluntary dismissal without prejudice is a “final judgment, order, or proceeding” under Rule 60(b). Supreme Court Rule 26.1 provides that a joint appendix need not include any items already reproduced in the appendix to the petition for a writ of certiorari. In this case, that appendix includes the relevant materials from the U.S. Court of Appeals for the Tenth Circuit and the district court. The parties believe that no other portion of the record merits special attention

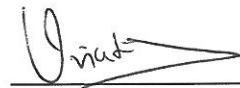
warranting the preparation and expense of a joint appendix, and submit that preparation and submission of a joint appendix would not materially assist the Court's consideration of this case.

For the foregoing reasons, the motion to dispense with the requirement of a joint appendix should be granted.

Dated: October 17, 2024

Respectfully submitted,

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