

STATE OF SOUTH DAKOTA
:SS
COUNTY OF HANSON

**IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT**

JOHN & DEBORAH E. HORNIDGE,

Plaintiffs,
vs. Case No. 30CIV25-000032
BRENT & MELISSA MENTELE, et al.,

Defendants/Counterclaim Plaintiffs.

FILED
AUG 24 2026
Pam Koupal
Hanson County Clerk of Courts
First Judicial Circuit Court of SD

**DEFENDANT MELISSA MENTELE'S MOTION TO
CORRECT CLERICAL ERROR IN ORDER**

Pursuant to SDCL 15-6-60(a), Defendant and Counterclaim Plaintiff Melissa Mentele ("Defendant") moves this Court to correct a clerical error in the title of the Order filed July 21, 2026, and respectfully states as follows:

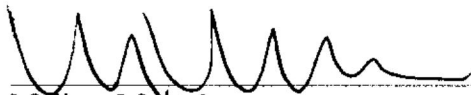
1. The Order filed July 21, 2026 in this action is titled "Order Extending Time and Order Denying Motion For Summary Judgment."
2. No Motion for Summary Judgment has ever been filed by any party in this action.
3. The Order's own recitation of the proceedings confirms that the July 6, 2026 hearing addressed only Defendant's Motion for Default Judgment on her Counterclaim and Plaintiffs' request for an Extension of Time to file their Reply. No summary judgment motion is referenced anywhere in the Order's findings or substantive rulings.
4. The reference to a Motion for Summary Judgment in the Order's title does not correspond to any motion actually before the Court, and appears to be a clerical error arising from oversight in the preparation of the proposed order.
5. Defendant does not, by this Motion, challenge or seek reconsideration of the Order's substantive rulings — specifically, the denial of Defendant's Motion for Default Judgment or the

grant of Plaintiffs' Motion to Extend Time. Defendant seeks only correction of the Order's title so that the record accurately reflects the motions actually presented to and decided by the Court.

RELIEF REQUESTED

WHEREFORE, Defendant respectfully requests that the Court enter an order correcting the title of the July 21, 2026 Order to remove the reference to a Motion for Summary Judgment, and for such other and further relief as the Court deems just and proper.

Respectfully submitted this 24th day of August, 2026.



Melissa Mehtele
Defendant and Counterclaim Plaintiff

[REDACTED] Emery, SD [REDACTED]
[REDACTED]
[REDACTED]