

IN THE SUPREME COURT OF THE STATE OF MONTANA
No. DA 22-0172

MONTANA DEMOCRATIC PARTY and MITCH BOHN, WESTERN NATIVE
VOICE et al., MONTANA YOUTH ACTION, et al.,

Plaintiffs and Appellees,

v.

CHRISTI JACOBSEN, in her official capacity as Montana Secretary of State,

Defendant and Appellant.

APPELLANT'S AMENDED NOTICE OF APPEAL

On Appeal from the Montana Thirteenth Judicial District Yellowstone County
Cause No. DV 21-0451
Honorable Judge Michael G. Moses

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NOTICE is given that Christi Jacobsen, in her official capacity as Montana Secretary of State, the above-named Appellant who is the Defendant in the cause of action filed in the Montana Thirteenth Judicial District, Yellowstone County, as Consolidated Cause No. DV 21-0451, hereby appeals to the Montana Supreme Court from the Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motions for Preliminary Injunctions entered in such action on April 6, 2022, and from the Order Re: Defendant's Motion to Suspend Preliminary Injunction Pending Appeal entered in such action on April 22, 2022.

This Amended Notice of Appeal is appropriate because, after the filing of Appellant's original Notice of Appeal, the District Court issued a subsequent Order modifying the scope of the preliminary injunction that has been issued in this case (see Docket 142).

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is not subject to the mediation process required by Mont. R. App. P. 7.
2. That this appeal is not an appeal from an order certified as final under Mont. R. Civ. P. 54(b).
3. That all available transcripts of the proceedings in this cause have been previously ordered from the court reporter.

4. That the Appellant is exempt from filing fee requirements.

Dated this 16th day of May, 2022.

By /s/ Dale Schowengerdt

CROWLEY FLECK PLLP

Attorneys for Defendant and Appellant

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CERTIFICATE OF SERVICE

I hereby certify that I have caused to be filed a true and accurate copy of the foregoing AMENDED NOTICE OF APPEAL with the Clerk of the Montana Supreme Court and that I have caused to be served true and accurate copies of the foregoing AMENDED NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each party in the above-referenced District Court action, as follows:

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Dated this 16th day of May, 2022.

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I, Dale Schowengerdt, hereby certify that I have served true and accurate copies of the foregoing Notice - Amended Notice of Appeal Filed to the following on 05-16-2022:

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