

ORIGINAL

FILED

January 2 2015

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: AF 07-0393

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 13-0461

STATE OF MONTANA,

Plaintiff and Appellee,

v.

KYLE RYAN McKEEVER,

Defendant and Appellant.

FILED

JAN 02 2015

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

**STUDENT PRACTICE PETITION REGARDING JOHN WOLFF**


Koan Mercer, counsel for Appellant, respectfully petitions the Court to allow law student John Wolff to practice before the Court in this matter pursuant to the Montana Student Practice Rule. The Court has previously granted Mr. Wolff permission to practice before the Court within the matter of *State v. St. Onge*, DA 14-0450. Mr. Wolff remains enrolled as a clinical student with the University of Montana School of Law's Office of the Appellate Defender Clinic. Undersigned counsel is the Supervising Attorney for this clinic and will be the supervising lawyer for Mr. Wolff's practice before this Court. Mr. Wolff has demonstrated himself to be a bright and dedicated individual who will provide competent legal service. Undersigned counsel approves of Mr. Wolff's appearance in this matter.

As required by the Student Practice Rule, the following documents are attached in support of this Petition: written consent to Mr. Wolff's appearance by

Appellant Kyle McKeever (Ex. A); certification of Mr. Wolff by the University of Montana Law School Dean (Ex. B); and certification by Mr. Wolff that he has read and will abide by the Montana Rules of Professional Conduct (Ex. C).<sup>1</sup> Undersigned counsel requests the Court to consider the above Petition as satisfying the Rule's additional requirements for the supervising lawyer's written approval of Mr. Wolff's appearance and for an introduction of Mr. Wolff to the Court by an attorney admitted to practice before the Court.

Respectfully submitted this the 2<sup>nd</sup> day of January, 2015.

OFFICE OF THE APPELLATE DEFENDER  
P.O. Box 200147  
Helena, MT 59620-0147

By:   
Koan Mercer  
Assistant Appellate Defender

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<sup>1</sup> The documents attached as Exhibits B and C are copies. The originals were filed with the Court on October 22, 2014, as part of the Student Practice Petition Regarding John Wolff submitted in *State v. St. Onge*, DA 14-0450.

# APPENDIX A

DEC 19 2014

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 13-0461

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

KYLE RYAN McKEEVER,

Defendant and Appellant.


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**CLIENT CONSENT TO STUDENT PRACTICE**

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I, Kyle Ryan McKeever, the Defendant and Appellant in this case, hereby consent to law student John Wolff appearing on my behalf in this matter under the supervision of my appointed attorney, Koan Mercer.

Dated this the 20 day of October, 2014.

  
\_\_\_\_\_  
Kyle McKeever  
Appellant



# APPENDIX B

Under the Montana Student Practice Rule, John Wolff will be supervised  
Student's Name  
by Koan Mercer of 610 N. Woody MSLA 59802  
Supervising Attorney Supervising Attorney's mailing address city zip

**DEAN'S CERTIFICATION  
OF STUDENT'S MORAL CHARACTER AND LEGAL COMPETENCE**

I hereby certify that, to the best of my knowledge, John Wolff  
is duly enrolled in the University of Montana School of Law, which is approved by  
the American Bar Association; has completed 63 hours of legal studies, which  
amount to at least two-thirds (2/3) of the total credit hours required for graduation  
(or is within five credit hours of meeting this requirement); that s/he is of good  
character; has competent legal ability; and is adequately trained to perform as a  
legal intern.

Elaine Signorile  
Dean/Dean's Designee  
School of Law  
The University of Montana

9/10/14  
Date



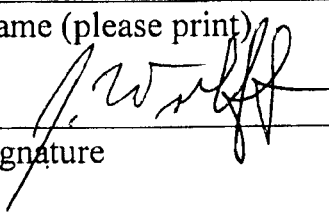
# APPENDIX C

Form 2

## STUDENT'S CERTIFICATE

I, John Wolff, hereby certify that I have read, am familiar with, and will abide by the Montana Rules of Professional Conduct. I understand that these Rules track the American Bar Association Model Rules of Professional Conduct and have been regularly interpreted by the Ethics Committee of the State Bar of Montana.

John Wolff  
Name (please print)

  
Signature

8-27-14  
Date



**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and accurate copy of the foregoing Student Practice Petition Regarding John Wolff to be e-mailed, hand-delivered, and/or mailed to:

TIMOTHY C. FOX  
Montana Attorney General  
PAMELA P. COLLINS  
Assistant Attorney General  
Appellant Services Bureau  
215 North Sanders  
Helena, MT 59620-1401

OLIVIA NORLIN-RIEGER  
Dawson County Attorney  
riegerlaw@midrivers.com

KYLE RYAN McKEEVER  
726 1<sup>st</sup> Avenue North #109  
Great Falls, MT 59401

DATED: \_\_\_\_\_

1.2.15 