

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 15-0670

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

TONY ELROY MARRY,

Defendant and Appellant.

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**STUDENT PRACTICE PETITION REGARDING ASHLEE ARCHER**

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Koan Mercer, counsel for Appellant, respectfully petitions the Court to allow law student Ashlee Archer to practice before the Court in this matter pursuant to the Montana Student Practice Rule. Ms. Archer is 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 Ms. Archer's practice before this Court. Ms. Archer has demonstrated herself to be a bright and dedicated individual who will provide competent legal service. Undersigned counsel approves of Ms. Archer'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 Ms. Archer's appearance by

Appellant Tony Elroy Marry (Ex. A); certification of Ms. Archer by the University of Montana Law School Dean (Ex. B); and certification by Ms. Archer that she has read and will abide by the Montana Rules of Professional Conduct (Ex. C). 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 Ms. Archer's appearance and for an introduction of Ms. Archer to the Court by an attorney admitted to practice before the Court.

Respectfully submitted this the 2<sup>nd</sup> day of March, 2016.

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

By:   
Koan Mercer  
Assistant Appellate Defender

# EXHIBIT A

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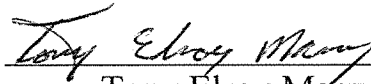
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**CLIENT CONSENT TO STUDENT PRACTICE**

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I, Tony Elroy Marry, the Defendant and Appellant in this case, consent to law student Ashlee Archer appearing on my behalf in this matter under the supervision of my appointed attorney, Koan Mercer, and to Ms. Archer consulting with the law school's clinical faculty regarding my case.

Dated this the 11<sup>th</sup> day of February, 2016.

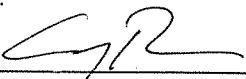
  
\_\_\_\_\_  
Tony Elroy Marry  
Appellant

## EXHIBIT B

Under the Montana Student Practice Rule, Ashlee Archer will be supervised  
by Koan Mercer of 610 Woody Missoula MT 59802  
Supervising Attorney Student's Name 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, Ashlee Archer  
is duly enrolled in the Alexander Blewett III School of Law at the University of  
Montana, which is approved by the American Bar Association; has completed  
60 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.

  
Dean/Dean's Designee  
Alexander Blewett III School of Law  
at the University of Montana

7/4/15  
Date

# EXHIBIT C

## STUDENT'S CERTIFICATE

I, Ashlee Archer, 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.

Ashlee Archer  
Name (please print)

Ashlee Archer  
Signature

9/2/15  
Date



## **CERTIFICATE OF SERVICE**

I, Gem Koan Mercer, hereby certify that I have served true and accurate copies of the foregoing  
Other - Other to the following on 03-02-2016:

Timothy Charles Fox (Prosecutor)  
Montana Attorney General  
215 North Sanders  
PO Box 201401  
Helena MT 59620  
Representing: State of Montana  
Service Method: eService

Ben Krakowka (Prosecutor)  
Office of the County Attorney  
800 Main  
Anaconda MT 59711  
Representing: State of Montana  
Service Method: eService

Electronically filed by Pamela S. Rossi on behalf of Gem Koan Mercer  
Dated: 03-02-2016