

DA 09-0163

FILED

March 30 2009

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

DA 09-0164

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA-

Jeffrey G. Michael  
Attorney for Appellant  
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CLERK OF THE SUPREME COURT  
STATE OF MONTANA

STATE OF MONTANA, )  
STILLWATER COUNTY, )  
 )  
Appellees, )  
v. )  
 )  
J.J., )  
Appellant, )  
 )  
B.J., )  
 )  
Appellant. )  
\_\_\_\_\_ )

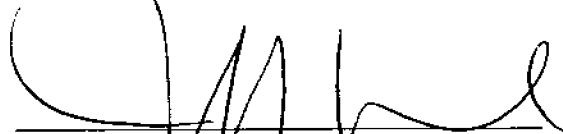
MOTION TO CONSOLIDATE

COME now the appellants, by and through their attorney of record, and move this Court pursuant to Title 25, Chapter 21, Rule 4(3)(a) of the Montana Appellate Rules to consolidate there appeals. Both appellants are entitled to appeal an Order Denying Notice of Appeal/Petition for Postconviction Relief entered by

the 22<sup>nd</sup> District Court. Their interests are such as to make joinder of their appeals practical.

John Petak III, Stillwater County Attorney has been contacted and has no objection to this motion. Additionally the Attorney General's office has been contacted and they have no objection to this Motion.

DATED this 27 day of March, 2009



Jeffrey G. Michael  
Attorney for Appellant

CERTIFICATE OF SERVICE

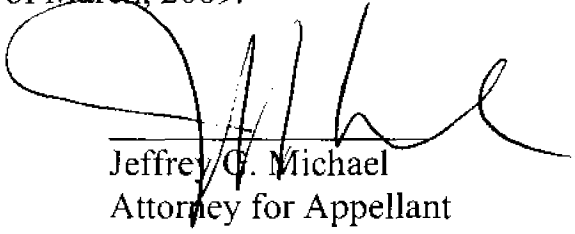
I hereby certify that I have filed a true and accurate copy of the foregoing MOTION TO CONSOLIDATE with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing MOTION TO CONSOLIDATE upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Jean Bare  
Clerk of District Court  
P O Box 367  
Columbus, MT 59019

John Petak, III  
Stillwater County Attorney  
P O Box 179  
Columbus, MT 59019

Steve Bullock  
Montana Attorney General  
215 No. Sanders  
Helena, MT 59620

Dated this 27 day of March, 2009.

  
Jeffrey C. Michael  
Attorney for Appellant