

## IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

IN THE MATTER OF CALLING  
A RETIRED DISTRICT JUDGE  
TO ACTIVE SERVICE

A M E N D E D  
O R D E R

The Honorable Elizabeth Best, Judge of the District Court for the Eighth Judicial District of the State of Montana, has requested the assistance of retired District Judge Thomas McKittrick to assume jurisdiction of the Child Abuse and Neglect calendar, the Youth Court calendar, and initial appearance and arraignment hearings in criminal cases, through December 31, 2016.

Judge McKittrick has retired under the provisions of the Montana Judges' Retirement System and, being subject to call for duty pursuant to § 19-5-103, MCA, has advised that he is agreeable to assisting the Eighth Judicial District Court with the above-listed matters.

## IT IS HEREBY ORDERED:

1. The Honorable Thomas McKittrick, retired District Judge, is hereby called to active service in the District Court of the Eighth Judicial District of the State of Montana, to conduct all proceedings required by law on initial appearance and arraignment hearings in criminal cases in all departments as needed through December 31, 2016, and shall have full authority to conduct all proceedings including the acceptance of pleas and imposition of sentences if necessary.

2. Judge McKittrick shall assume judicial authority of all cases scheduled on the Youth Court calendar in all departments as needed through December 31, 2016.

3. Judge McKittrick shall assume judicial authority of all cases scheduled on the Child Abuse and Neglect calendar in all departments as needed through December 31, 2016.

**FILED**

JUL 19 2016

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

4. Judge McKittrick shall have full authority to conduct all proceedings required by law for all Child Abuse and Neglect matters and all Youth Court matters set through December 31, 2016, including adoption of final orders and judgments that he determines to be just and necessary.

5. For all active service, Judge McKittrick shall be paid the salary compensation to which he is entitled by § 19-5-103(2)(b), MCA, and actual expenses, if any, shall be reimbursed.

6. A copy of this Order shall be filed with the District Court Clerk of Cascade County, and publically posted for all counsel of record in all cases scheduled through December 31, 2016.

7. A copy of this Order shall be furnished to the District Court Judges of the Eighth Judicial District, the Honorable Thomas McKittrick, and to Becky Buska, Office of the Supreme Court Administrator.

This Order is entered by the Chief Justice pursuant to Article VII, Section 6(3) of the 1972 Montana Constitution, and statutes enacted in conformity therewith and in implementation thereof.

DATED this 19<sup>th</sup> day of July, 2016.



Chief Justice