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Attorney for Appellant

FILED
MAY 01 2009
Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

In Re the Parenting of D.J. W.,)	
a minor child,)	Supreme Court Cause No. _____
)	
BRIAN WIESE,)	
)	
Appellant,)	NOTICE OF APPEAL
and)	
)	
AKASHA WESTON,)	
Appellee.)	

NOTICE is given that Brian Wiese, the Appellant above-named and who is the Petitioner in that cause of action filed in the Seventeenth Judicial District, in and for the County of Phillips, as Cause No. DR 08-05, hereby appeals to the Supreme Court of the State of Montana from the final judgement or order entered in such action on the 30th day of March, 2009.

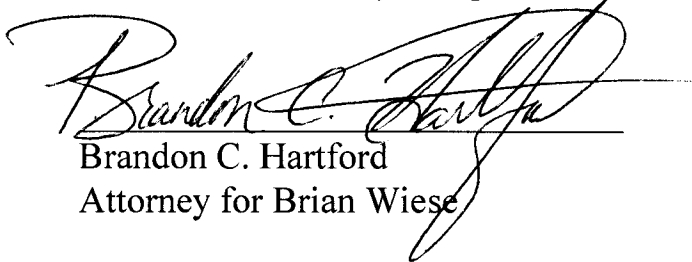
THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is subject to the mediation process required by M.R. App. P.7.
2. That this appeal is an appeal from an order certified as final under

M.R. Civ. P. 54(b). If this is such an appeal, a true copy of the District Court's certification order is attached hereto as Exhibit "A."

3. That the notice required by M.R. App. P.27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.
4. That all available transcripts of the proceedings in this cause have not been ordered from the court reporter contemporaneously with the filing of this notice of appeal.
5. That included herewith is the filing fee prescribed by statute, or the affidavit to proceed without payment of the required filing fee prescribed in the Appendix of Forms as Form 3.

DATED this 29th day of April, 2009.



Brandon C. Hartford
Attorney for Brian Wiese

CERTIFICATE OF SERVICE

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

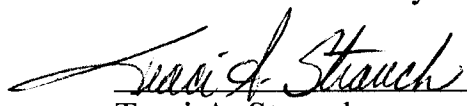
Montana Supreme Court
Clerk of Court
Room 323, Justice Building
215 N. Sanders
P.O. Box 203003
Helena, MT 59620-3003

Phillips County
Clerk of District Court
304 S. 2nd Ave. W.
P.O. Box 530
Malta, MT 59538-0530

James D. Rector
Rector Law Office, P.C.
217 5th Street South
P.O. Box 1360
Glasgow, MT 59230

Carl White
Attorney at Law
305 3rd Avenue #209
Havre, MT 59501

DATED this 29th day of April, 2009.


Traci A. Strauch

for the Hartford Law Office.