

FILED

01/06/2017

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

FILED  
Case Number PR 07-011

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

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JAN 06 2017

*Ed Smith*  
CLERK OF THE SUPREME COURT  
O R D E R STATE OF MONTANA

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

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The Honorable John C. Brown, Judge of the District Court for the Eighteenth Judicial District of the State of Montana, has requested the assistance of retired District Judge E. Wayne Phillips to assume jurisdiction of Cause No. DV-13-736C, *Junkermier, Clark, Campanella, Stevens, P.C. v. Alborn, Uithoven, Riekenberg, P.C., et al.*

Judge Phillips 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 Eighteenth Judicial District Court with the above-listed matter.

IT IS HEREBY ORDERED:

1. The Honorable E. Wayne Phillips, retired District Judge, is hereby called to active service in the District Court of the Eighteenth Judicial District of the State of Montana, to assume judicial authority of Cause No. DV-13-736C, *Junkermier, Clark, Campanella, Stevens, P.C. v. Alborn, Uithoven, Riekenberg, P.C., et al.*, and is hereby authorized to proceed with any and all necessary hearings, opinions, and orders, including final resolution of said matter.

2. For all active service, Judge Phillips 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.

3. A copy of this Order shall be filed with the District Court Clerk of Gallatin County with the request that this Order be sent to all counsel of record in Cause No.

DV-13-736C, *Junkermier, Clark, Campanella, Stevens, P.C. v. Alborn, Uithoven, Riekenberg, P.C., et al.*

4. A copy of this Order shall also be furnished to the Honorable John C. Brown, to the Honorable E. Wayne Phillips, to Jan Bjork, Court Administrator of Gallatin County, 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 7<sup>th</sup> day of January, 2017.

  
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Chief Justice