

FILED

02/02/2017

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA  
Case Number: PR 07-0011

FEB 02 2017

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

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

The Honorable John W. Larson, Judge of the District Court for the Fourth Judicial District of the State of Montana, has requested the assistance of retired District Judge James B. Wheelis to assume jurisdiction of the following cases:

DR-16-552, Reed v. Martin  
DC-16-611, State v. Scott Germain  
DC-16-539, State v. Jason Lenoir  
DC-16-497, State v. Nathaniel Roth  
DC-16-373, State v. Marc Palmer  
DC 16-533, State v. Tony Beeson  
DC 17-37, State v. Angela Shonk  
DR 17-72, Rachel Wolfe v. David Jernigan

Judge Wheelis 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 Fourth Judicial District Court with the above-listed matters.

IT IS HEREBY ORDERED:

1. The Honorable James B. Wheelis, retired District Judge, is hereby called to active service in the District Court of the Fourth Judicial District of the State of Montana, to assume judicial authority of the following cases:

DR-16-552, Reed v. Martin  
DC-16-611, State v. Scott Germain  
DC-16-539, State v. Jason Lenoir  
DC-16-497, State v. Nathaniel Roth  
DC-16-373, State v. Marc Palmer  
DC 16-533, State v. Tony Beeson  
DC 17-37, State v. Angela Shonk  
DR 17-72, Rachel Wolfe v. David Jernigan

Judge Wheelis is hereby authorized to proceed with any and all necessary hearings, opinions, and orders, including final resolution of said matters.

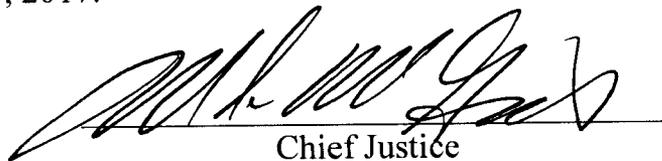
2. For all active service, Judge Wheelis shall be paid the salary compensation to which he is entitled by § 19-5-103(2)(b), MCA, and actual expenses, if any, shall be reimbursed.

3. A copy of this Order shall be filed with the District Court Clerk of Missoula County with the request that this Order be sent to counsel of record in all cases listed above.

4. A copy of this Order shall also be furnished to the Honorable John W. Larson, to the Honorable James B. Wheelis, 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 2<sup>nd</sup> day of February, 2017.

  
Chief Justice