

FILED

03/28/2017

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

Case Number: PR 07-0011

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

FILED

MAR 28 2017

ORDER

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

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

The Honorable Luke Berger, Judge of the District Court for the Fifth Judicial District of the State of Montana, has requested the assistance of retired District Judge Loren Tucker to assume jurisdiction of the following cases:

Lake County Cause No. DV-07-299, *Britton v. Brown*

Sheridan County Cause No. DV-46-2012-7, *In the Matter of the Amended and Restated Joel A. Lagerquist Revocable Living Trust and the Amended and Restated Anna C. Lagerquist Revocable Living Trust*

Richland County Cause No. DV-14-138, *The Veebaray Company v. Klempel, et al.*

Jefferson County Cause Nos. DC 2016-17, *State v. Humphrey*, DC 2016-18, *State v. Bomar*, and DC-2016-19, *State v. Leland*

Judge Tucker 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 Fifth Judicial District Court with the above-listed matters.

IT IS HEREBY ORDERED:

1. The Honorable Loren Tucker, retired District Judge, is hereby called to active service in the District Court of the Fifth Judicial District of the State of Montana, to assume judicial authority of the following cases:

Lake County Cause No. DV-07-299, *Britton v. Brown*

Sheridan County Cause No. DV-46-2012-7, *In the Matter of the Amended and Restated Joel A. Lagerquist Revocable Living Trust and the Amended and Restated Anna C. Lagerquist Revocable Living Trust*

Richland County Cause No. DV-14-138, *The Veebaray Company v. Klempel, et al.*

Jefferson County Cause Nos. DC 2016-17, *State v. Humphrey*, DC 2016-18, *State v. Bomar*, and DC-2016-19, *State v. Leland*

and 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 Tucker 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 Clerks of Lake, Sheridan, Richland, and Jefferson Counties with the request that this Order be sent to all counsel of record in the following cases:

Lake County Cause No. DV-07-299, *Britton v. Brown*

Sheridan County Cause No. DV-46-2012-7, *In the Matter of the Amended and Restated Joel A. Lagerquist Revocable Living Trust and the Amended and Restated Anna C. Lagerquist Revocable Living Trust*

Richland County Cause No. DV-14-138, *The Veebaray Company v. Klempel, et al.*

Jefferson County Cause Nos. DC 2016-17, *State v. Humphrey*, DC 2016-18, *State v. Bomar*, and DC-2016-19, *State v. Leland*

4. A copy of this Order shall also be furnished to the Honorable Luke Berger, the Honorable Loren Tucker, Diane Kaatz, Court Administrator for the Fifth Judicial District Court, 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 28<sup>th</sup> day of March, 2017.

  
Chief Justice