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COUNSEL FOR PLAINTIFF AND APPELLEE

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 15-0498

STATE OF MONTANA,

Plaintiff and Appellee,

v.

CARL R. SHEPP,

Defendant and Appellant.

**PETITION TO PERMIT STUDENT PRACTICE
UNDER THE MONTANA STUDENT PRACTICE RULE**

Pursuant to the Montana Student Practice Rule (Rule), the State of Montana, by and through the undersigned counsel for the Montana Attorney General's Office, requests this Court to allow Ms. Anne Sherwood to practice before this Court in the above-entitled case, subject to the restrictions of the Rule. As grounds

for this Petition, the undersigned counsel submits supporting documents, attached herein, and states:

1. I am an attorney admitted to practice in this Court and am the attorney of record for the State of Montana in the above-entitled case.

2. I am requesting Ms. Anne Sherwood, of Missoula, Montana, be permitted to appear and practice in this case pursuant to the Rule. *See* Rule § II. B (student appearance in a criminal matter of behalf of the State), § II. E. 2 (preparation of briefs to be filed in appellate courts), and § II. F (participation in oral argument in the Supreme Court).

3. I certify that Ms. Sherwood:

a. is duly enrolled at the University of Montana School of Law, a law school approved by the American Bar Association;

b. has completed her second year of law school and thus has completed legal studies amounting to at least two-thirds of the total credit hours required for graduation;

c. has been certified by the dean of the law school as being of good moral character and competent legal ability and as being adequately trained to perform as a legal intern (see attached Letter of Good Standing from the University of Montana School of Law); and

d. has certified in writing that she has read and is familiar with and will abide by the Montana Rules of Professional Conduct. (*See attached Student Certification.*)

4. I will assist and counsel Ms. Sherwood in all work performed in this case.

5. I accept full personal and professional responsibility for this case and for all of Ms. Sherwood's work.

6. I will ensure that at least one supervising attorney is present in person throughout Ms. Sherwood's presentations in open court and will introduce Ms. Sherwood in such appearances.

7. I have explained to Mr. William Fulbright, Ravalli County Attorney, whose office handled the State's case in the district court, the terms under which Ms. Sherwood will participate in this case, and Mr. Fulbright has indicated his approval.

8. I have contacted opposing counsel who poses no objection to the State's petition.

Respectfully submitted this 7th day of July, 2016.

TIMOTHY C. FOX
Montana Attorney General
Justice Building
P.O. Box 201401
Helena, MT 59620-1401

By: /s/ C. Mark Fowler
C. MARK FOWLER
Assistant Attorney General

CERTIFICATE OF SERVICE

I, C. Mark Fowler, hereby certify that I have served true and accurate copies of the foregoing Petition - Other to the following on 07-07-2016:

Dwight J. Schulte (Attorney)
2425 Mullan Rd
Missoula MT 59808
Representing: Carl R. Shepp
Service Method: eService

William E. Fulbright (Attorney)
205 Bedford St., Suite C
Hamilton MT 59840
Representing: State of Montana
Service Method: Conventional

Electronically signed by Janet Myers on behalf of C. Mark Fowler
Dated: 07-07-2016