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02/07/2019

Bowen Greenwood
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

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FEB 07 2019

Bowen Greenwood
Clerk of Supreme Court
State of Montana

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

The Judges of the District Court for the Second Judicial District of the State of Montana, have requested the assistance of retired District Judge Ed McLean to assume jurisdiction of the following Butte-Silver Bow County cases:

DC-18-288 *State v. Vinecke*
DC-18-289 *State v. Vinecke*
DC-19-22 *State v. Vinecke*
DR-13-242 *Kendall v. Kendall*
DC-18-84 *State v. Pesanti*
DV-17-407 *Kelle v. Healogics, Inc., et al.*
DV-17-385 *Stosich v. Healogics, Inc., et al.*
DR-08-266 *Davis v. Dunne*

Judge McLean has retired under the provisions of the Montana Judges' Retirement System and, being subject to call for duty pursuant to § 19-5-103(a) and (b), MCA, has advised that he is agreeable to assisting the Second Judicial District Court with the above-listed matters.

IT IS HEREBY ORDERED:

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

DC-18-288 *State v. Vinecke*
DC-18-289 *State v. Vinecke*
DC-19-22 *State v. Vinecke*
DR-13-242 *Kendall v. Kendall*
DC-18-84 *State v. Pesanti*
DV-17-407 *Kelle v. Healogics, Inc., et al.*
DV-17-385 *Stosich v. Healogics, Inc., et al.*
DR-08-266 *Davis v. Dunne*

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 McLean 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 Clerk of Court of the Second Judicial District, with the request that this Order be sent to all counsel of record in the above-listed matters.

4. A copy of this Order shall also be furnished to the Honorable Kurt Krueger, the Honorable Ed McLean, and to Cathy Pennie, 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 7th day of February, 2019.



Chief Justice