08/13/2019

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Case Number: DA 19-0471

No.

IN THE SUPREME COURT OF THE STATE OF MONTANA

STATE OF MONTANA,

Plaintiff and Appellee,

v.

CARESSA JILL HARDY, aka

GLENN LEE DIBLEY,

Defendant and Appellant.

## NOTICE OF APPEAL

Notice is hereby given that Caressa Jill Hardy, aka Glenn Lee Dibley, the Appellant above-named and who is the Defendant in the cause of action filed in the Fourth Judicial District, in and for the County of Missoula, as Cause No. DC 17-481, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 24th day of June, 2019.

## THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is not subject to the mediation process required by Mont. R. App. P. 7.

- 2. That this appeal is not an appeal from an order certified as final under Mont. R. Civ. P. 54(b). If this is such an appeal, a true copy of the District Court's certification order is attached hereto as Exhibit "A."
- 3. That the notice required by Mont. R. App. P. 27 will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature if applicable to this appeal.
- 4. That all relevant transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of Mont. R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.

Respectfully submitted this 13th day of August, 2019.

OFFICE OF THE PUBLIC DEFENDER APPELLATE DEFENDER DIVISION 555 Fuller Ave. P.O. Box 200147 Helena, MT 59620-0147

By: <u>/s/ Chad Wright</u>
CHAD WRIGHT
Appellate Defender

## CERTIFICATE OF SERVICE

I, Chad M. Wright, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 08-13-2019:

Kirsten H. Pabst (Prosecutor) 200 W. Broadway Missoula MT 59802 Representing: State of Montana

Service Method: eService

Timothy Charles Fox (Prosecutor) Montana Attorney General 215 North Sanders PO Box 201401 Helena MT 59620 Representing: State of Montana

Service Method: eService

Shirley E. Faust (Clerk of District Court) 200 W Broadway Missoula MT 59802 Service Method: eService E-mail Address: sfaust@missoulacounty.us

Cerese Parker (Court Reporter) 200 West Broadway Street Missoula MT 59802-4292 Service Method: eService

E-mail Address: ceparker@mt.gov

Electronically signed by Pamela S. Rossi on behalf of Chad M. Wright Dated: 08-13-2019