

ORIGINAL

FILED

08/21/2019

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 19-0484

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AUG 21 2019

Bowen Greenwood
Clerk of Supreme Court
State of Montana

ATTORNEYS FOR APPELLANT,
RC RESOURCES, INC.

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 19-0484

CLARK FORK COALITION, ROCK
CREEK ALLIANCE, EARTHWORKS, and
MONTANA ENVIRONMENTAL
INFORMATION CENTER,

Petitioners, and Appellee

vs.

MONTANA DEPARTMENT OF NATURAL
RESOURCES AND CONSERVATION

Respondents, and Appellee

and

RC RESOURCES, INC.,

Respondents, and Appellant

NOTICE OF APPEAL

NOTICE is given that RC Resources, Inc., the Appellant above-named and who is the Respondents in that cause of action filed in the First Judicial District, in and for the County of Lewis and Clark, as Cause No. CDV-2018-150, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order, titled Order on Petition for Judicial Review, entered in such action on April 9, 2019.

THE APPELLANT FURTHER CERTIFIES:

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

2. That this appeal is not an appeal from an order certified as final under M.R.Civ.P. 54(b).

3. That all available transcripts of the proceedings in this cause CDV-2018-150 have been ordered from the court reporter contemporaneously with the filing of this notice of appeal, as shown by the attached Notice Of Transcripts Deemed Necessary For Appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of M.R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.

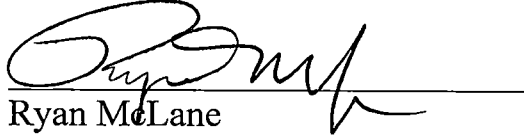
4. That included herewith is the filing fee prescribed by statute.

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Dated this 21st day of August, 2019.

FRANZ & DRISCOLL



Ryan McLane
Attorneys for Appellants,
R.C. Resources, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that on this 21st day of August, 2019, I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Katherine K. O'Brien
Timothy J. Preso
Joshua R. Purtle.
Earthjustice
313 East Main Street
Bozeman, MT 59715

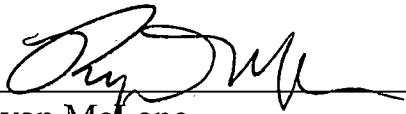
Danna R. Jackson
Brian Bramblett
Montana Department of Natural Resources and
Conservation
P.O. Box 201601
Helena, MT 59620-2601

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Helena, MT 59601

Penny Martin
Court Reporter

Via e-mail: pennymartin@comcast.net,

Via hardcopy: c/o Vicki L. Pratt
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Helena, MT 59601



Ryan McLane