

## IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 06-0120

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IN RE THE MARRIAGE OF:

ETHAN WELDER,

Petitioner,

O R D E R

and

KENDRA WELDER,

Respondent.

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The Honorable Dan Wilson, presiding Judge in Cause No. DR-15-2019-587 (D) in the Eleventh Judicial District Court, Flathead County, has forwarded to this Court an affidavit made by self-represented Respondent Kendra Welder. Judge Wilson has treated a filing Ms. Welder made in the District Court, captioned “Respondent’s Affidavit in Support of Amended Response to Petition for Legal Separation,” as a motion for disqualification for cause pursuant to § 3-1-805, MCA.

The Court has reviewed Ms. Welder’s affidavit, and although, among other contentions, she accuses Judge Wilson of bias, she has not moved for his disqualification. As such, there is no motion to disqualify before this Court.<sup>1</sup>

IT IS THEREFORE ORDERED that no motion to disqualify District Judge Dan Wilson from Flathead County Cause No. DR-15-2019-587 (D) is before this Court and this matter is DISMISSED.

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<sup>1</sup> We further note that Ms. Welder’s affidavit does not comply with § 3-1-805(1)(a)-(c), MCA, and would thus be denied in any event.

The Clerk is directed to provide copies of this Order to the Clerk of the District Court of Flathead County for notification to Kendra Welder, all counsel of record in Cause No. DR-15-2019-587 (D), and to the Honorable Dan Wilson.

Electronically signed by:  
Mike McGrath  
Chief Justice, Montana Supreme Court  
December 17 2019