

PR 20-0011

FILED

CLERK OF THE DISTRICT COURT  
TERRY PALP  
Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: PR 20-0011

2020 JAN 31 PM 4 46

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87

FEB 03 2020

BY

DEPUTY

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

MONTANA THIRTEENTH JUDICIAL DISTRICT COURT  
YELLOWSTONE COUNTY

STATE OF MONTANA,

Plaintiff,

vs.

RANDY SCOTT LAEDEKE,

Defendant.

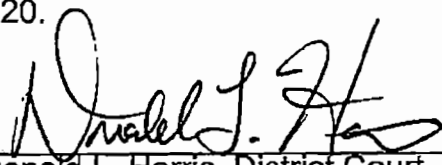
Cause No. DC 17-0437

Judge Donald L. Harris

ORDER REFERRING  
MOTION TO DISQUALIFY

Pursuant to Mont. Code Ann. § 3-1-805, the Defendant's Motion to Disqualify  
the undersigned, attached as Exhibit 1, is referred to the Montana Supreme Court.

Dated this 31<sup>st</sup> day of January, 2020.

  
Donald L. Harris, District Court Judge

cc: Ingrid Rosenquist  
Randy Laedeke ([randylaedeke56@gmail.com](mailto:randylaedeke56@gmail.com))

Randy S. Laedeke  
1148 Patriot Street  
Billings, MT 59105  
(406) 850-3766  
[randylaedeke56@gmail.com](mailto:randylaedeke56@gmail.com)

Defendant

CLERK OF THE  
DISTRICT COURT  
TERRY HALPIN

2020 JUN 9 PM 4 53

FILED

FEB 03 2020

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

FILED  
BY \_\_\_\_\_  
DEPUTY

82

BEFORE THE MONTANA THIRTEENTH JUDICIAL DISTRICT COURT  
YELLOWSTONE COUNTY, MONTANA

\*\*\*\*\*

STATE OF MONTANA

Plaintiff,

-VS-

RANDY S. LAEDEKE, ,

Defendant.

Cause No. DC 17-: 437

Judge DONALD L. HARRIS

MOTION and  
AFFADAVIT TO DISQUALIFY  
FOR CAUSE

§3-1-805, MCA, and  
Mont. Code of Jud. Conduct, Rule 2.12

\*\*\*\*\*

STATE OF MONTANA )

:SS

County of Yellowstone )

I, Randy S. Laedeke, being first duly sworn, depose and state that the following contents of this motion are true and correct to the best of my knowledge and recollection:

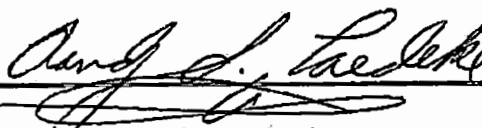
COMES NOW the above-named Defendant, Randy S. Laedeke, and hereby moves for

Disqualification of District Court Judge Donald Harris, in this and all other cases pursuant to §3-1-805, MCA, and Mont. Code of Judicial Conduct, Rule 2.12, upon the grounds that Donald Harris disclosed that he was prejudiced against Randy Laedeke at a hearing on March 11, 2019, by stating that Defendant Randy Laedeke has credibility problems with no basis to make such an assessment. Donald Harris disregarded Department of Livestock Documents presented by Randy Laedeke, basically saying they were not valid, when Donald Harris knew the documents were prepared by Montana Department of Livestock Officers in accordance to Montana Law. Donald Harris also stated that Mr. Laedeke plead guilty to abuse of animals and that no person who has plead guilty to abuse of an animal is entitled to own or possess any horses even though this judge has viewed photographic and other evidence that Mr. Laedeke's horses were well taken care of. Judge Donald Harris demeanor exudes with a personal animus/bias towards Randy Laedeke.

WHEREFORE, it is prayed that an order be issued disqualifying Donald Harris from any proceedings involving Defendant Randy S. Laedeke.

I, Randy Laedeke, as attorney for myself certify that this motion and affidavit are made in good faith.

DATED this 9th day of January, 2020.

By:   
Randy Laedeke, Defendant

Randy S. Laedeke  
1148 Patriot Street  
Billings, MT 59105  
(406) 850-3766  
randylaedeke56@gmail.com

Defendant

CLERK OF THE  
DISTRICT COURT  
TERRY HALPIN

2020 JAN 9 PM 4 54

FILED

DEPUTY

BEFORE THE MONTANA THIRTEENTH JUDICIAL DISTRICT COURT  
YELLOWSTONE COUNTY, MONTANA

\*\*\*\*\*

STATE OF MONTANA	)	Cause No. DC 17-10437
	)	
Plaintiff,	)	Judge DONALD L. HARRIS
	)	
-vs-	)	
	)	
RANDY S. LAEDEKE,,	)	MOTION and
	)	AFFADAVIT TO DISQUALIFY
	)	FOR CAUSE
Defendant.	)	§3-1-805, MCA, and
	)	Mont. Code of Jud. Conduct, Rule 2.12

\*\*\*\*\*

STATE OF MONTANA )

:SS

County of Yellowstone )

I, Randy S. Laedeke, being first duly sworn, depose and state that the following contents of this motion are true and correct to the best of my knowledge and recollection:

COMES NOW the above-named Defendant, Randy S. Laedeke, and hereby moves for

Exhibit 1

Disqualification of District Court Judge Donald Harris, in this and all other cases pursuant to §3-1-805, MCA, and Mont. Code of Judicial Conduct, Rule 2.12, upon the grounds that Donald Harris disclosed that he was prejudiced against Randy Laedeke at a hearing on March 11, 2019, by stating that Defendant Randy Laedeke has credibility problems with no basis to make such an assessment. Donald Harris disregarded Department of Livestock Documents presented by Randy Laedeke, basically saying they were not valid, when Donald Harris knew the documents were prepared by Montana Department of Livestock Officers in accordance to Montana Law. Donald Harris also stated that Mr. Laedeke plead guilty to abuse of animals and that no person who has plead guilty to abuse of an animal is entitled to own or possess any horses even though this judge has viewed photographic and other evidence that Mr. Laedeke's horses were well taken care of. Judge Donald Harris demeanor exudes with a personal animus/bias towards Randy Laedeke.

WHEREFORE, it is prayed that an order be issued disqualifying Donald Harris from any proceedings involving Defendant Randy S. Laedeke.

I, Randy Laedeke, as attorney for myself certify that this motion and affidavit are made in good faith.

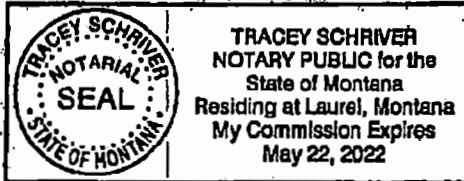
DATED this 9th day of January, 2020.

By:



Randy Laedeke, Defendant

SUBSCRIBED AND SWORN before me, a Notary Public, on this 9 day  
of January, 2020.



*Tracey Schriver*

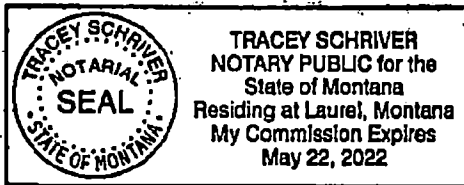
Notary Public for the State of Montana  
Residing at Laurel MT  
My Commission Expires 5-22-2022

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing was duly served upon opposing counsel by fax  
this <sup>9th</sup> day of January, 2020.  
*and by hand delivery*

By: *Randy S. Coe*

SUBSCRIBED AND SWORN before me, a Notary Public, on this 9 day  
of January, 2020.



*Tracey Schriver*

Notary Public for the State of Montana  
Residing at Laurel MT  
My Commission Expires 5-22-2022

### CERTIFICATE OF SERVICE

I hereby certify that the foregoing was duly served upon opposing counsel by fax  
this <sup>9<sup>th</sup></sup> ~~8<sup>th</sup>~~ day of January, 2020.  
*and by hand delivery*

By: *Dan S. Laubke*