

ORIGINAL

FILED

02/12/2020

Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: PR 06-0544

IN THE SUPREME COURT OF THE STATE OF MONTANA

No.: PR 06-0544

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IN RE PETITION OF ROBERT G. McCARTHY  
FOR REINSTATEMENT TO ACTIVE STATUS  
IN THE STATE BAR OF MONTANA,

ROBERT G. McCARTHY

Petitioner

FILED

FEB 12 2020

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

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PETITION FOR REINSTATEMENT TO ACTIVE STATUS  
IN THE STATE BAR OF MONTANA

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COUNSEL OF RECORD:  
ROBERT G. McCARTHY  
Appearing Without Counsel  
3738 Harrison Avenue  
Butte, MT 59701  
[bob@mccarthylaw.net](mailto:bob@mccarthylaw.net)  
406-494-2500  
PETITIONER, PRO SE

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Appendix 1 – Copy of MCLE Compliance Letter dated February 11, 2020

**CERTIFICATE OF COMPLIANCE**

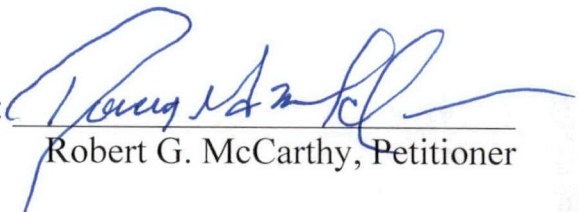
The undersigned Petitioner hereby certifies that this document complies with Rule 11, Montana Rules of Appellate Procedure. The Petition has double line spacing. This document is proportionately spaced, Times New Roman typeface, point size 14, and does not exceed 10,000 words.

**CERTIFICATE OF SERVICE**

There is no Respondent under this Petition. However, I hereby certify that on this 12<sup>th</sup> day of February 2020, I caused a true and accurate copy of this Petition to be served upon the following parties a courtesy, via email and U.S. Mail:

Montana Commission of CLE  
Attn: Jennifer Rickman, Administrator  
33 South Last Chance Gulch, Suite 1B  
PO Box 577  
Helena, MT 59624  
[cle@montanabar.org](mailto:cle@montanabar.org)

State Bar of Montana  
Jill Diveley, Membership Director  
33 South Last Chance Gulch, Suite 1B  
PO Box 577  
Helena, MT 59624  
[jdiveley@montanabar.org](mailto:jdiveley@montanabar.org)

By:   
Robert G. McCarthy, Petitioner

Robert G. McCarthy  
3738 Harrison Ave.,  
Butte, MT 59701  
Phone: 406-494-2500  
Fax: 406-792-8123  
[bob@mccarthylaw.net](mailto:bob@mccarthylaw.net)

SUPREME COURT OF THE STATE OF MONTANA

No.: \_\_\_\_\_

IN RE PETITION OF ROBERT G. MCCARTHY  
FOR REINSTATEMENT OF ACTIVE STATUS  
IN THE STATE BAR OF MONTANA

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PETITION

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COMES NOW, Robert G. McCarthy and respectfully petitions this Court for reinstatement to active status pursuant to Section 3 or the By-Laws of the State Bar of Montana.

Petitioner was admitted to the State Bar of Montana in October, 1990.

Petitioner was placed on inactive status by the State Bar of Montana pursuant to Rules 3B2, 5, and 12 of the Rules for Continuing Legal Education on or about January 8, 2020 as a result of noncompliance with CLE requirements.

Petitioner has paid all active dues, fees, and the state license tax to the State Bar of Montana and will comply by March 31, 2020, with any continuing education requirements this court may impose.

Petitioner is not currently suspended, disbarred, or otherwise ineligible to practice law in another jurisdiction.

Petitioner is not currently subject to disciplinary proceedings or pending disciplinary proceedings in another jurisdiction.

Petitioner has not accrued delinquent debt or filed for bankruptcy while not on active status.

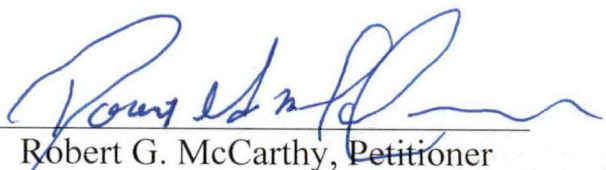
Petitioner has not failed to fulfill the obligations of a public office or professional license (other than as an attorney) while not on active status.

Finally, petitioner has not committed any acts or omissions while not on active status which would be sanctionable under the Montana Rules of Professional Conduct.

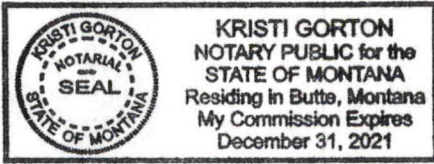
WHEREFORE, petitioner requests reinstatement as an active member of the State Bar of Montana.

The above statements are true based on petitioner's knowledge and belief.

DATED this 12<sup>th</sup> day of February, 2020.

By:   
Robert G. McCarthy, Petitioner

SUBSCRIBED AND SWORN TO before me on this 12<sup>th</sup> day of February, 2020 by Robert G. McCarthy.



Notary Signature Kristi Gorton  
Printed Name of Notary Kristi Gorton  
Residing at Butte, Montana  
Notary Public for the State of Montana  
My Commission Expires 12/31/21



Montana Commission of Continuing Legal Education  
State Bar of Montana, P.O. Box 577, Helena, MT 59624 (406) 442-7660

February 11, 2020

Robert Gerald McCarthy  
3738 Harrison Ave.  
Butte, MT 59701

**RE: MCLE Compliance Confirmation**

Dear Mr. McCarthy,

Thank you for reporting your CLE activities and addressing your non-compliance with mandatory CLE requirements.

This is to confirm your compliance with all MCLE requirements under the Montana Supreme Court Rules for Continuing Legal Education through the reporting year that ended March 31, 2019.

You can submit this letter to the Montana Supreme Court along with your petition for reinstatement to active status.

If you have any questions in this regard, please contact my office.

Sincerely,

A handwritten signature in cursive script that reads 'Jennifer Rickman'. The signature is written in black ink and is positioned above the typed name.

Jennifer Rickman, Administrator  
Montana Commission of CLE