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Attorneys for Shawn Cielke d/b/a Sweet Rides Logistics

**IN THE SUPREME COURT OF THE STATE OF MONTANA**  
**Case No. \_\_\_\_\_**

MONTANA DEPARTMENT OF	)	<b>NOTICE OF APPEAL</b>
LABOR AND INDUSTRY, ex rel.	)	
William Ferguson,	)	
	)	
Petitioner and Appellee.	)	
	)	
vs.	)	
	)	
SHAWN CIELKE d/b/a SWEET	)	
RIDES LOGISTICS,	)	
	)	
Respondent and	)	
Appellant.	)	

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NOTICE is given that Shawn Cielke d/b/a Sweet Rides Logistics, Appellant above-named and who is Respondent in that cause of action filed in the Fourth Judicial District, in and for the County of Mineral, as Cause No. DV-2020-52, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 27<sup>th</sup>

day of December, 2021.

**APPELLANT FURTHER CERTIFIES:**

1. That this appeal is subject to the mediation process required by Mont. R. App. P. 7. If subject to mediation, the money judgment being sought is not less than \$5,000.

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

3. That the notice required by Mont. R. App. P. 27 has not been given as constitutional questions are not at issue herein.

4. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this Notice of Appeal.

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

DATED this 18<sup>th</sup> day of January, 2022.

LAIRD COWLEY, PLLC

By: 

Tyler G. Smith

Attorneys for Shawn Cielke d/b/a  
Sweet Rides Logistics

**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that on the 18<sup>th</sup> day of January, 2022, a true and correct copy of the foregoing was served upon the following as indicated:

- U.S. Mail
- Email
- Hand Delivery
- Federal Express
- Facsimile
- Certified Mail,  
Return Receipt Requested

Lindsey R. Simon  
Agency Counsel  
Montana Department of Labor  
& Industry  
P.O. Box 1728  
Helena, Montana 59624-1728  
lindsey.simon2@mt.gov

- U.S. Mail
- Email
- Hand Delivery
- Federal Express
- Facsimile
- Certified Mail,  
Return Receipt Requested

Kathleen M. Brown  
Clerk of District Court  
Mineral County District Court  
300 River Street  
P.O. Box 129  
Superior, Montana 59872

*Stephemi Duran*

## **CERTIFICATE OF SERVICE**

I, Tyler Cole Smith, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 01-18-2022:

Lindsey Renee Simon (Govt Attorney)  
1315 Lockey Ave.  
P.O. Box 1728  
Helena MT 59624-1728  
Representing: Montana Department of Labor and Industry  
Service Method: eService

Kathleen Brown  
Mineral County Clerk of District Court  
P.O. Box 129  
Superior MT 59872  
Service Method: Conventional

Electronically Signed By: Tyler Cole Smith  
Dated: 01-18-2022