

03/10/2022

Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 22-0123

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Attorneys for Plaintiff and Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA Supreme Court Cause No.

BRETT CAMEN,

Plaintiff and Appellant,

-VS-

NOTICE OF APPEAL

GLACIER EYE CLINIC, P.C., and KALISPELL REGIONAL MEDICAL CENTER, INC.,

Defendants and Appellees.

NOTICE is given that Brett Camen, the Appellant above-named and who is the Plaintiff in that cause of action filed in the Eleventh Judicial District, in and for the County of Flathead, as Cause No. DV-15-2019-0000361-PI, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 17th day of February, 2022.

THE APPELLANT FURTHER CERTIFIES:

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

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

3. That the notice required by M. R. App. P. 27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.

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.

That included herewith is the filing fee prescribed by statute.

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NOTICE OF APPEAL

Respectfully submitted this 10th day of March, 2022.

BUXBAUM DAUE, PLLC 3301 Great Northern Ave., Ste. 201 Missoula, MT 59808 Telephone: (406) 327-8677 Fax: (406) 829-9840 Attorneys for Plaintiff and Appellant

/S/ E. Craig Daue

CERTIFICATE OF SERVICE

I, E. Craig Daue, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 03-10-2022:

Christopher Di Lorenzo (Attorney) PO Box 7370 Kalispell MT 59901 Representing: Glacier Eye Clinic P C Service Method: eService

Sean Goicoechea (Attorney) PO Box 7370 kalispell MT 59904 Representing: Glacier Eye Clinic P C Service Method: eService

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> Electronically signed by Devon J. Boen on behalf of E. Craig Daue Dated: 03-10-2022