



ORIGINAL

FILED

03/14/2022

Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: DA 21-0641

**IN THE SUPREME COURT OF THE STATE OF MONTANA**  
**No. DA 21-0641**

ROBERT L. ALLUM  
Appellant/Plaintiff,

v.

STATE OF MONTANA  
Appellee/Defendant.

**FILED**

MAR 14 2022

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

**MOTION TO SUSPEND RULES AND CONSOLIDATE  
CONSTITUTIONAL QUESTIONS FROM TWO CASES.**

APPEAL FROM: The District Court of the Eighteenth Judicial District, Case No.  
DV-16-2021-0000162-DK, Judge Peter B. Ohman, Presiding

**APPEARANCES:**

*For Appellant:*

Robert L. Allum  
*Pro Se*  
132 West Magnolia Drive  
Belgrade, MT 59714:  
Telephone: 406-580-3912

*For Appellee:*

Ben Williams  
Counsel for State of Montana  
Montana Department of Labor & Industry  
P.O. Box 1728  
Helena, MT 59624-1728  
Phone: (406) 444-0280  
e-mail: ben.williams@mt.gov


## **BASIS OF REQUEST**

Appellant Robert Allum (Allum) currently has an outstanding Motion to Recuse the Associate Justices, before the Court, which has resulted, in Allum not filing an opening brief, within the required time. Allum's reasoning, is that if he files his opening brief, he will lose, the due process appeal rights, on the recusal issue. Allum is waiting for a ruling and a scheduling order.

Allum is currently, prosecuting a workers' compensation claim, in case number WCC No. 2022-5873. The same constitutional question questions are arising, therein, as are present here. Allum is attaching "**RESPONSE SHOWING ORDER, DATED FEBRUARY 24, 2022, IS VOID.**" Allum, in the interest of justice and judicial economy, therefore, is attaching his affidavit, so certifying, for the request pursuant to the Montana Rules of Appellate Procedure, Rule 29, to suspend the rules.

Opposing counsel's office was contacted and a message left.

Respectfully submitted this 11th day of March, 2022.



---

Robert L. Allum  
132 West Magnolia Drive  
Belgrade, MT 59714:  
Telephone: 406-580-3912  
*Pro Se*

## **AFFIDAVIT OF ROBERT ALLUM**

I, Robert L. Allum, declare under penalty of perjury, that the foregoing Motion to Suspend Rules and Consolidate Constitutional Questions from Two Cases is based upon true facts, known personally to me, and the motion is made solely in the interest of justice and the conservation of time and judicial resources.

  
\_\_\_\_\_  
ROBERT L. ALLUM

March 10, 2022  
Belgrade, Montana

## **CERTIFICATE OF SERVICE**

I, the undersigned hereby certify that a true and correct copy of **MOTION TO SUSPEND RULES AND CONSOLIDATE CONSTITUTIONAL QUESTIONS FROM TWO CASES**, was delivered to the USPS, first class postage affixed addressed to the following:

Ben Williams  
Special Assistant Attorney General  
Montana Department of Labor and Industry  
P.O. Box 1728  
Helena, MT 59624-1728

DATED this 11th day of March, 2022.

  
\_\_\_\_\_  
ROBERT L. ALLUM