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IN THE SUPREME COURT FOR THE STATE OF MONTANA

Supreme Court No. DA 22-0054

Shandor S. Badaruddin,

Plaintiff and Appellant,

-vs-

Hon. Matthew J. Cuffe &
The State of Montana,

Defendants and Appellees.

Appellant's Unopposed Motion to Amend Caption

Counsel for the Plaintiff and Appellant respectfully move this
Court for permission to amend the Caption and the named Appellees in

this matter. Specifically, Appellant seeks to substitute the Hon. Matthew J. Cuffe with the Montana Nineteenth Judicial District Court.

This Matter is procedurally unique. When the district court entered the final order on appeal giving rise to this matter, it did so using the caption in the underlying and on-going criminal case. The sanctions being appealed, however, were directed to the criminal defendant's attorney, Mr. Badaruddin.

In an effort to distinguish the criminal matter, which could proceed independently of this appeal, from the this appeal, counsel for the Appellant erroneously named Judge Cuffe personally as an appellee rather than the district court. Upon review and discussing the matter with both Judge Cuffe and opposing counsel, the correct Appellees in the case should be: The State of Montana and the Nineteenth Judicial District Court. To reiterate, Judge Cuffe in his personal capacity should not be a named Appellee.

Therefore, counsel respectfully requests this Court grant the motion and direct the Clerk of the Montana Supreme Court to amend the docket to reflect this change. All further pleadings in this matter

will be filed using the corrected caption.

Respectfully submitted this 27th day of April 2022.

/s/ Peter F. Lacny
Peter F. Lacny
Datsopolous, MacDonald & Lind P.C.
Attorney for Appellant

/s/ Colin M. Stephens
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CERTIFICATE OF SERVICE

I, Colin M. Stephens, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-27-2022:

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Dated: 04-27-2022