



ORIGINAL

FILED

MAY 03 2022

Bowen Greenwood
Clerk of Supreme Court
State of Montana

Name
Amiel Jon Gardipe, Jr

Fortbenton Mt 59442
City State Zip

[e-mail address]
Chouteau County
[Designation of party]

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. _____
[to be assigned by Clerk of Supreme Court]

Amiel Jon Gardipe, Jr

Appellant,

v.

Lake County

Appellee.

**PETITION FOR
AN OUT-OF-TIME
APPEAL**

[To ask the Court to allow you to file an out-of-time appeal, give the reasons why the appeal was not timely filed. State in the petition or supporting affidavit the issues you wish to raise on appeal and explain in detail the reasons that you did not file a timely appeal. Give only true and accurate explanations that support your petition. Include a copy of the final order or judgment from which you wish to appeal. M. R. App.P. 4(6)]

I petition the Court to allow me to file an out-of-time appeal for the following reason: [Check one]

I improperly filed a timely Notice of Appeal only with the District Court, as more fully explained below.



I discussed filing a timely appeal with my attorney, but he or she failed to file it for me, as more fully explained below.

I failed to file the Notice of Appeal for the following reason:

I failed to file because i was unaware that Lake County was out of Jurisdiction at the time i was charged in 2020
I am unable to provide a copy of Judgment at this time but i can provide the ~~case~~ Cause NO. (DC-20-40 (RSS)) & the Second Cause NO. (DC-21-36) the ~~reason~~ Reason i'm unable to provide a copy of Judgment is it is currently unavalible to me at this time.

Attached as Exhibit "A," a copy of the judgment or order from which I wish to appeal.

As legal authority for filing an out-of-time appeal, I cite the following which supports this petition:

DATED this 20th day of April, 20 22.



Amiel Jon Gardipe Jr
[Signature]

Amiel Jon Gardipe Jr
[Print name]

VERIFICATION UPON OATH OR AFFIRMATION

STATE OF MONTANA)

County of Chouteau) : ss.

I swear that everything stated in this petition is true and correct to the best of my knowledge.

DATED this 29th day of April, 2022.

Amiel Jon Gardipe Jr
[Signature]

Amiel Jon Gardipe Jr
[Print name]

Signed and sworn to or affirmed before me on this date by
Amiel Gardipe

[Seal]

[Signature of Notary Public]

[Typed or printed name]

[Title]

[Residing at]

My Commission expires: _____.



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OUT-OF-TIME APPEAL
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Im incarcerated \$
Unable to get this Notarized

CERTIFICATE OF SERVICE

I certify that I have filed a copy of this **Petition for an Out-of-Time Appeal** with the Clerk of the Montana Supreme Court and that I have mailed or hand delivered a copy to each attorney of record and any party not represented by counsel as follows:

[Name of opposing counsel]

[Address]

Counsel for _____

Amiel Jon Gardipe Jr

[Other party representing himself or herself]

Po. Box 459 Fort Benton, mt 59442

[Address]

DATED this 29th day of April, 2022.

Amiel Jon Gardipe Jr

[Name]

Amiel Jon Gardipe Jr

[Print name]

