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Attorneys for Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. _____

IN RE THE GUARDIANSHIP OF:

S.C., an adult with a disability.

S.C.,

Appellant.

NOTICE OF APPEAL

Notice is given that S.C., the Appellant named above, and who is the
Petitioner in the cause of action filed in the First Judicial District, Lewis and Clark
County as Cause No. DG-2022-31 appeals to the Supreme Court of the State of

Montana from the Order¹ [of dismissal] entered in the District Court on August 15, 2022.

CERTIFICATION

The undersigned hereby certifies that:

1. This appeal is not subject to the mediation process required in M. R. App. P. 7.
2. This appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b)
3. There were no proceedings in this matter for which a transcript was taken.
4. A copy of the order or judgment from which appellant is appealing is included with this notice.
5. The filing fee of \$100.00 is transmitted to the Clerk of Court with this Notice.

Respectfully submitted this 7th day of September, 2022.

DISABILITY RIGHTS MONTANA

By: /s/ Tal M. Goldin
Tal M. Goldin,
Counsel for Appellant

¹ The Court's Order dismissing the Petition without prejudice is immediately appealable because it has "the practical effect of . . . terminat[ing] the litigation in the [Petitioner's] chosen forum." *Farmers Union Mut. Ins. Co. v. Bodell*, 2008 MT 363, ¶ 18, 346 Mont. 414, 418, 197 P.3d 913, 916.

CERTIFICATE OF SERVICE

I certify that I have filed this Notice of Appeal with the Clerk of the Montana Supreme Court; and that I have mailed or hand delivered copies to the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript has been ordered, and any party not represented by counsel as follows:

Angie Sparks, Clerk of Court
Montana First Judicial District Court,
Lewis and Clark County
228 East Broadway St.
Helena, MT 59601
(406) 447-8216

Mary Kate Huntsberger
PO Box 647
Libby, MT 59923

Guardian for S.C.

DISABILITY RIGHTS MONTANA

By: /s/ Tal M. Goldin
Tal M. Goldin,
Counsel for Appellant

CERTIFICATE OF SERVICE

I, Tal M. Goldin, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 09-07-2022:

NA NA (Other)

NA

NA MT 59601

Representing: Self-Represented

Service Method: Conventional

Michael S. Lahr (Attorney)

1520 Bighorn Rd

Helena MT 59602

Representing: S. C.

Service Method: E-mail Delivery

Electronically Signed By: Tal M. Goldin

Dated: 09-07-2022