

IN THE SUPREME COURT OF THE  
STATE OF MONTANA  
SUPREME COURT CAUSE NO. \_\_\_\_\_

JOSHUA A. RACKI  
CASCADE COUNTY ATTORNEY  
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Attorneys for the Board of Commissioners of Cascade County, Defendant and Appellant

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CITY OF GREAT FALLS,	)	
	)	
Plaintiff, Appellee	)	
	)	
vs.	)	<b>NOTICE OF APPEAL</b>
	)	
BOARD OF COMMISSIONERS OF	)	
CASCADE COUNTY,	)	
	)	
Defendant, Appellant	)	
	)	

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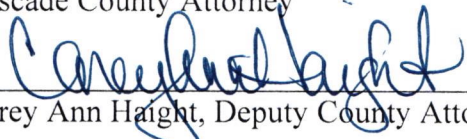
NOTICE is given that the Board of Commissioners of Cascade County, the Appellant above-named and who is the Defendant in that cause of action filed in the Eighth Judicial District, in and for the County of Cascade, as Cause No. BDV-22-0017, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 31<sup>st</sup> day of August, 2022.

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is not subject to the mediation process required by M. R. App. P. 7.
2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).
3. That no notice to the Montana Attorney General pursuant to M. R. App. P. 27 is required herein as this appeal does not involve constitutional questions where the state is not a party.
4. That there is no substantive transcript associated with this case which requires filing herewith.
5. That appellant is exempt from the requirement of providing a filing fee herewith pursuant to MCA § 25-10-405.

DATED this 26<sup>th</sup> day of October, 2022.

JOSHUA A. RACKI  
Cascade County Attorney

  
\_\_\_\_\_  
Carey Ann Haight, Deputy County Attorney

CERTIFICATE OF SERVICE

I certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court, and that I have served true and accurate copies of the

foregoing NOTICE OF APPEAL upon the Clerk of the District Court, and each attorney of record in the above-referenced District Court action, as follows:

Jeffrey M. Hindoien  
David G. Dennis  
OFFICE OF THE CITY ATTORNEY  
P.O. Box 5021  
Great Falls, MT 59403-5021

J. Stuart Segrest  
CHRISTENSEN & PREZEAU, PLLP  
Montana Club Building, Suite 501  
24 W. 6<sup>th</sup> Avenue  
Helena, MT 59601

Tina Henry  
Clerk of the 8<sup>th</sup> Judicial District Court  
Cascade County Courthouse  
415 2<sup>nd</sup> Avenue North – 2<sup>nd</sup> Floor  
Great Falls, MT 59401

Dated this 26<sup>th</sup> of October, 2022.

  
Carey Ann Haight, Deputy County Attorney

## CERTIFICATE OF SERVICE

I, Carey Ann Haight, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 10-26-2022:

Joshua A. Racki (Govt Attorney)  
121 4th Street North  
Suite 2A  
Great Falls MT 59401  
Representing: Board of Commissioners of Cascade County  
Service Method: eService

J. Stuart Segrest (Govt Attorney)  
The Montana Club Building  
24 West 6th Avenue  
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Representing: City of Great Falls  
Service Method: eService

Jeffrey M. Hindoien (Attorney)  
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Representing: City of Great Falls  
Service Method: eService

David G. Dennis (Attorney)  
P.O. Box 2327  
Great Falls MT 59403  
Representing: City of Great Falls  
Service Method: Conventional

Electronically Signed By: Carey Ann Haight  
Dated: 10-26-2022