FILED

12/22/2022

Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 22-0744

Charles E. Hansberry Jenny M. Jourdonnais HANSBERRY & JOURDONNAIS, PLLC 2315 McDonald Ave., Suite 210 Missoula, MT 59801 Telephone (406) 203-1730 Telefax (406) 205-3170 Chuck@HJBusinessLaw.com Jenny@HJBusinessLaw.com

Attorneys for Appellants Christine Holtzen and Ryan Adamson

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. 22-0744

IN THE MATTER OF THE ESTATE OF VICTOR STARKEL,)))	AMENDED NOTICE OF APPEAL
Deceased.)	

NOTICE is given that Christine Holtzen and Ryan Adamson, the abovenamed Appellants, in that Petition for Subsequent Administration to Re-Open Estate filed in the Montana Twentieth Judicial District, in and for the County of Lake as Cause No. DP-2011-34, hereby appeals to the Supreme Court of the State of Montana from the following Orders:

(1) Order for Subsequent Administration entered September 21, 2022, and

(2) Order following Evidentiary Hearing entered December 7, 2022.

THE APPELLANTS FURTHER CERTIFY:

- That this appeal is not subject to the mediation process required by M. R. App. P. 7(2), but may be one that the Court in its discretion could designate as appropriate for mediation.
- That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).
- 3. That all available transcripts of the proceedings in this cause have been ordered from the court reporter prior to the filing of this notice of appeal.
- 4. That the statutorily required filing fee is enclosed with this Notice of Appeal.
- A copy of the Notice of Appeal was contemporaneously filed with the office of the Clerk of the Lake County District Court.

Dated this 22nd day of December, 2022.

Attorneys for Appellants:

HANSBERRY & JOURDONNAIS, PLLC 2315 McDonald Ave., Suite 210 Missoula, MT 59801 Telephone (406) 203-1730 Telefax (406) 205-3170

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Jenny M. Jourdonnais

CERTIFICATE OF SERVICE

I hereby 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, each

attorney of record, and each party not represented by an attorney in the above-referenced District

Court action, as follows:

- Hand Delivery

 3
 Mail

 Certified Mail, Return Receipt Requested

 Overnight Delivery Service

 Fax (include fax number in address)

 1-2

 E-Mail (include email in address)
- David R. Paoli
 Paoli Law Firm, P.C.
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 Missoula, MT 59802
 <u>davidpaoli@paoli-law.com</u>

Attorney for Sylvia Moody

2. Timothy B. Strauch Strauch Law Firm, PLLC 257 West Front Street, Suite A Missoula, MT 59802 <u>tstrauch@strauchlawfirm.com</u>

Attorney for Sylvia Moody

 Lake County Clerk of District Court 106 Fourth Avenue East Polson, MT 59860-2125

By: 📐

CERTIFICATE OF SERVICE

I, Jenny M. Jourdonnais, hereby certify that I have served true and accurate copies of the foregoing Notice - Amended Notice of Appeal Filed to the following on 12-22-2022:

Charles E. Hansberry (Attorney) 2315 McDonald Ave. Suite 210 Missoula MT 59801 Representing: Ryan Adamson, Christine Holtzen Service Method: eService

Timothy B. Strauch (Attorney) 257 W Front Street, Ste A Missoula MT 59802 Representing: Sylvia Moody Service Method: eService

David Robert Paoli (Attorney) 257 W. Front St., Suite A Missoula MT 59802 Representing: Sylvia Moody Service Method: eService

> Electronically Signed By: Jenny M. Jourdonnais Dated: 12-22-2022