

Anthony C. Weimer
MCDC - DOC/MASC
2340 Mullen Rd.
Missoula, MT 59801



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FILED FILED

03/10/2023

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Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA
Case Number: DA 23-0100

IN THE SUPREME COURT OF THE STATE OF MONTANA

STATE OF MONTANA

Appellee and Plaintiff,

✓

ANTHONY CRAIG WEIMER

Appellant and Defendant.

Cause No. DA 23-0100

DISQUALIFICATION OF
JUSTICE(S) AND REQUEST FOR
DISCLOSURE OF OTHERS

Appellant, Anthony weimer, hereby disqualifies Justice Mike McGrath from hearing or deciding matters in this appeal. Pursuant to 3-1-803(1), MCA, Justices must not sit or act in any action or proceeding to which he is interested. Pursuant to MONTANA CODE OF JUDICIAL CONDUCT (MCJC) Rule 2.12, a judge is obligated to not hear or decide matters regardless of whether a motion is filed when a judges impartiality is reasonably questioned. The following grounds provide for disqualification of the aforementioned justice: (1) Weimer filed a notice of disqualification of district judge, Heidi Ulbricht, in this matter. Justice McGrath conspired with Ulbricht to deny her disqualification when the notice was not made as a motion pursuant to 3-1-805, MCA. The notice of disqualification contained no affidavit as required of the disqualification for cause statute, Id.; (2) Weimer filed a writ of supervisory control against the Eleventh Judicial District court prior to trial. The issues would have resolved the case without going to trial, but Mike McGrath, as well as other justices denied rehearing on the basis that they do not exercise jurisdiction over a lower court in the middle of a trial. However, the trial in the matter had not started until the following Monday after the writ was denied; (3) Mike, as well as, Justice James Shea, have bios on the Montana Supreme Court website indicating they are Catholic. The "ten commandments monument stone" was conceived by Catholics and later versions such as the one removed from Flathead County public property include Jewish and protestant beliefs. Based on grounds (1) and (2) combined with this ground, justice Mike McGrath has exhibited egregious misconduct on Weimer and clearly intends to continue to infringe upon Weimer's fundamental rights and harass him.

DISCLOSURE OF RELIGION REQUEST

Appellant requests that the justices of the Supreme court of the state of Montana disclose any connections they may have to any religions that support and advocate for the ten commandments stone monument being

on government public property, including membership, affiliation, or other relationship to any other organization or group or individuals who seek to infringe upon others fundamental right to freedom of religion.

Dated this 6th day of March, 2023.

Anthony Wei
Appellant, Pro Se

CERTIFICATE OF COMPLIANCE

Appellant hereby certifies that the foregoing document is less than 2,250 words and no more than five pages in length pursuant to M.R. APP. P. Rule 16.

Anthony Wei
Appellant, Pro Se Dated: 6/3/2023

CERTIFICATE OF SERVICE

I certify that true and accurate copies of the foregoing Disqualification of Justice(s) and Request for disclosure of others was mailed to the Montana Supreme Court clerk of Court and that I have served the same on the following:

Department of Justice, MT - AG
215 N. Sanders Street
Helena, MT 59601

Flathead County Attorney
820 South Main Street
Kalispell, MT 59901

Anthony Wei
Appellant, Pro Se Dated: 6/3/2023