



ORIGINAL

FILED

05/18/2023

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 23-0281

IN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court Cause No. DA 23-0281

Anthony Birbilis
Appearing *Pro Se*
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SADDLEBROOK INVESTMENTS, LLC,
as Assignee of STUART M. SIMONSEN,

Plaintiff-Appellee,

v.

ANTHONY BIRBILIS,

Defendant-Appellant.

NOTICE OF APPEAL

FILED

MAY 18 2023

Bowen Greenwood
Clerk of Supreme Court
State of Montana

NOTICE is given that Anthony Birbilis, the Appellant above-named and who is a defendant in that cause of action filed in the Thirteenth Judicial District, in and for the County of Yellowstone as Cause No. DV 15-0391, hereby appeals to the Supreme Court of the State of Montana from the final judgment or ordered entered in such action on the 19th day of April, 2023, as well as a separate order previously entered in the same cause, to wit, the order entered on 5th day of December, 2019.

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is subject to the mediation process required by Rule 7 of the Montana Rules of Appellate Procedure, and that the money judgment being sought is not less than \$5,000.
2. That this appeal is an appeal from an order certified as final under Rule 54(b). A copy of the final order entered on April 19, 2023, is attached hereto as Exhibit A. Separately, a

copy of the non-final order entered on December 5, 2019, which is also the subject of this appeal, is attached hereto as Exhibit B.

3. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.

4. That included herewith is the filing fee prescribed by statute.

Dated this 16th day of May, 2023.

A handwritten signature in black ink, appearing to read 'AG B', followed by a horizontal line.

Anthony Birbilis
Appearing *Pro Se*

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, each court reporter from whom a transcript will be ordered, and each party not represented by an attorney in the above-reference District Court action, as follows:

- (1) Terry Halpin
Clerk of District Court – Yellowstone County
217 North 27th Street, Rms. 702, 703 & 704
P.O. Box 35030
Billings, Montana 59107

Clerk of District Court – Yellowstone County

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Attorney for David Tolliver

Dated this 16th day of May, 2023



Anthony Birbilis