

David A. Merchant, II  
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Attorney for Defendant/Appellant

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. \_\_\_\_\_

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

ASIA CARL SOAPES,

Defendant and Appellant.

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NOTICE OF APPEAL

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NOTICE is hereby given that Asia Carl Soapes, the Appellant above-named and who is the Defendant in the cause action filed in the Thirteenth Judicial District, in and for the County of Yellowstone, as Cause No. DC-21-1001, hereby appeals to the Supreme Court of the

State of Montana from the final judgment or order entered in such action on the 29th day of June 2023.

**THE APPELLANT FURTHER CERTIFIES:**

1. That this appeal is not subject to the mediation process required by Mont. R. App. P. 7.
2. That this appeal is not an appeal from an order certified as a final under Mont. R. Civ. P. 54(b).
3. That the notice required by Mont. R. App. P. 27 has not been given because this appeal does not concern a challenge to the constitutionality of any act of the Montana Legislature.
4. That transcripts of the proceedings have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.

Respectfully submitted this 7th day of August 2023.

\_\_\_/s/\_\_\_David A. Merchant, II\_\_\_  
Attorney for Asia Soapes

## **CERTIFICATE OF SERVICE**

I, David Arthur Merchant, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 08-08-2023:

Arielle Christine Dean (Govt Attorney)  
PO Box 35025  
Billings MT 59107  
Representing: State of Montana  
Service Method: eService

Terry Halpin/Clerk of Court  
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P.O. Box 35030  
Billings MT 59107  
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Electronically signed by Laura Mason on behalf of David Arthur Merchant  
Dated: 08-08-2023