FILED

08/15/2023

Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 23-0441

IN THE SUPREME COURT OF THE STATE OF MONTANA

No.

STATE OF MONTANA,

Plaintiff and Appellee,

v.

MINDY LEAGH GRAVELLE,

Defendant and Appellant.

NOTICE OF APPEAL

Notice is hereby given that Mindy Leagh Gravelle, the Appellant above-named and who is the Defendant in the cause of action filed in the First Judicial District, in and for the County of Lewis and Clark, as Cause No. DDC 20-392, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 21st 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 final under Mont. R. Civ. P. 54(b). If this is such an appeal, a true copy of the District Court's certification order is attached hereto as Exhibit "A."

3. That the notice required by Mont. R. App. P. 27 will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature if applicable to this appeal.

4. That all relevant transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of Mont. R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.

Respectfully submitted this 15th day of August, 2023.

OFFICE OF STATE PUBLIC DEFENDER APPELLATE DEFENDER DIVISION P.O. Box 200147 Helena, MT 59620-0147 By: <u>/s/ Chad Wright</u> CHAD WRIGHT Appellate Defender

CERTIFICATE OF SERVICE

I, Chad M. Wright, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 08-15-2023:

Austin Miles Knudsen (Govt Attorney) 215 N. Sanders Helena MT 59620 Representing: State of Montana Service Method: eService

Kevin Downs (Govt Attorney) 228 E. Broadway Helena, MT MT 59601 Representing: State of Montana Service Method: eService

Angie Sparks (Clerk of District Court) Clerk of District Court 228 Broadway Helena MT 59601 Service Method: eService E-mail Address: clerkofcourt@lccountymt.gov

Troy Kelley (Court Reporter) 228 Broadway helena MT 59601 Service Method: eService E-mail Address: Troy.Kelley@mt.gov

> Electronically signed by Pamela S. Rossi on behalf of Chad M. Wright Dated: 08-15-2023