

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

IN THE MATTER OF CALLING A RETIRED  
DISTRICT JUDGE TO ACTIVE SERVICE

ORDER

FILED

OCT 17 2023

Bowen Greenwood  
Clerk of Supreme Court

The Honorable Elizabeth A. Best, Judge of the District Court for the Eighth Judicial District of the State of Montana, has requested the assistance of retired District Judge James A. Manley to assume jurisdiction of Cascade County Cause No. BDC-23-762, *State v. Pinocci*.

Judge Manley has retired under the provisions of the Montana Judges' Retirement System and, being subject to call for duty pursuant to § 19-5-103(a) and (b), MCA, has advised that he is agreeable to assisting the Eighth Judicial District Court with the above-listed matter.

IT IS HEREBY ORDERED:

1. The Honorable James A. Manley, retired District Judge, is hereby called to active service in the District Court of the Eighth Judicial District of the State of Montana, to assume judicial authority of Cascade County Cause No. BDC-23-762, *State v. Pinocci*, and is hereby authorized to proceed with any and all necessary hearings, opinions, and orders, including final resolution of said matter.
2. For all active service, Judge Manley shall be paid the salary compensation to which he is entitled by § 19-5-103(2)(b), MCA, and actual expenses, if any, shall be reimbursed.
3. A copy of this Order shall be filed with the Clerk of Court of the Eighth Judicial District, Cascade County, with the request that this Order be sent to all counsel of record in the above-listed matter.

4. A copy of this Order shall also be furnished to the Honorable Elizabeth A. Best, the Honorable James A. Manley, and to Cathy Pennie, Office of the Supreme Court Administrator.

The Chief Justice enters this Order pursuant to Article VII, Section 6(3) of the 1972 Montana Constitution, and statutes enacted in conformity therewith and in implementation thereof.

DATED this 17<sup>th</sup> day of October, 2023.

  
Chief Justice