### 10/18/2023 Bowen Greenwood

# ++++IN THE SUPREME COURT OF THE STATE OF MONTANA Supreme Court Cause No.

CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 23-0612

Carl B. Jensen, Jr.
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Tommy Estel Sanson II, Appellant,

v.

NOTICE OF APPEAL

State of Montana, Appellee.

NOTICE is given that Tommy Sanson, the Appellant above-named and who is the Defendant in that cause of action filed in the Seventeenth Judicial District, in and for the County of Valley, as Cause No. DC-2022-23, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the

#### THE APPELLANT FURTHER CERTIFIES:

- 1. That this appeal is not subject to the mediation process required by M. R. App. P. 7.
- 2. That this appeal is an appeal from an order certified as final under M. R. Civ. P. 54(b). A true copy of the District Court's certification order is attached hereto as Exhibit "A."
- 3. There is no challenge to the constitutionality of any act of the Montana Legislature. Therefore, no notice of such challenge is required by M. R. App. P. 27 to be given to the Supreme Court and to the Montana Attorney General.
- 4. That all necessary transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.
  - 5. That included herewith is the filing fee prescribed by statute.

Dated this day of Ottober, 2023.

Carl B. Jebsen, Jr.

Attorney for Appellant, Tommy Estel Sanson.

#### 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, PO Box 203003, Helena, MT, 59620; 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, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Valley County Clerk of Court 501 Court Sq Glasgow, MT 59230

Dylan Jensen Valley County Attorney 501 Court Sq Glasgow, MT 59230

Montana Attorney General 215 N. Sanders St. Helena, MT 59601

Montana Clerk of Supreme Court PO Box 203003 Helena, MT 59620

Dated this 18 day of October, 2023.

Amanda Lewis Legal Assistant 410 Central, Suite 506B Great Falls, MT 59401

## **CERTIFICATE OF SERVICE**

I, Carl B. Jensen, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 10-18-2023:

Dylan J. Jensen (Attorney) 501 Court Square #20 Glasgow MT 59230 Representing: Prosecutor

Service Method: E-mail Delivery

Electronically Signed By: Carl B. Jensen

Dated: 10-18-2023