

## IN THE SUPREME COURT OF THE STATE OF MONTANA

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

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*Attorneys for Respondent-Counter Plaintiff-Appellant*

IN THE MATTER OF:  
GRAND RIVER ENTERPRISES, INC.

Respondent-Counter Plaintiff-  
Appellant,

GRAND RIVER ENTERPRISES, INC.

Counter Plaintiff-Appellant,

v.

**NOTICE OF APPEAL**

STATE OF MONTANA ex rel. DEPARTMENT OF JUSTICE,	
Counter Defendant-Appellee.	

NOTICE is given that Grand River Enterprises Six Nations, Ltd. (“GRE”), the Appellant above-named and who is the Respondent-Counter Plaintiff in that cause of action filed in the First Judicial District, in and for the County of Lewis and Clark, as Cause No. ADV-2012-246, hereby appeal to the Supreme Court of the State of Montana from the Order – GRE’s Motion for Preliminary Injunction entered in such action on the 3<sup>rd</sup> day of October 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).
3. That the notice required by Mont. R. App. P. 27 has been or 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.
4. That all available transcripts of the proceedings in this case 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.

5. That included herewith is the filing fee prescribed by statute, or the affidavit to proceed without payment of the required filing fee prescribed in the Appendix of Forms as Form 3.

DATED this 30<sup>th</sup> day of October, 2023.

/s/ Michael G. Black

BLACK LAW OFFICE

*Attorney for Grand River Enterprises Six Nations, Ltd.*

## 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, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Michael H. Hekman (Attorney)  
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*Representing: Grand River Enterprises, Inc.*  
Service Method: eService

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*Clerk of the District Court*

Holly Fox  
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*Court Reporter*

DATED this 30<sup>th</sup> day of October, 2023.

/s/ Michael G. Black

BLACK LAW OFFICE

*Attorney for Grand River Enterprises Six Nations, Ltd.*



## **CERTIFICATE OF SERVICE**

I, Michael G. Black, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 10-30-2023:

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Electronically Signed By: Michael G. Black  
Dated: 10-30-2023