Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 23-0647

Robert K. Baldwin Andrew N. Davis Baldwin Law, PLLC P.O. Box 10850 Bozeman, MT 59719 406-551-9993 rbaldwin@baldwinlawfirm.com adavis@baldwinlawfirm.com

Attorneys for Respondent

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No.

IN RE THE MARRIAGE OF:	
LISA L. SWIFT,	
	NOTICE OF APPEAL

Petitioner,

VS.

MATTHEW T. SWIFT,

Respondent.

NOTICE is given that Matthew T. Swift, the Appellant above-named who is the Respondent in that cause of action filed in Montana Eighteenth Judicial District Court, in and for the County of Gallatin, as Cause No. DR-2023-177D, hereby appeals to the Supreme Court of the State of Montana from the Order After Hearing on Motion for Contempt and Cross-Motion for Injunctive Relief entered in such action on the 5th day of October, 2023.

THE APPELLANT FURTHER CERTIFIES:

- 1. That this appeal is not subject to the mediation process required by M. R. App. P. 7. No money judgment is sought.
 - 2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P.

54(b).

- 3. That the notice required by M. R. App. P. 27 does not apply because Appellant does not 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 prior to or contemporaneously with the filing of this notice of appeal.
- 5. That included herewith is the filing fee presented by statute. DATED this 2^{nd} day of November 2023.

BALDWIN LAW, PLLC

Robert K. Baldwin Attorney for Plaintiff

NOTICE OF APPEAL PAGE 2

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:

 ■ U.S. Mail □ Federal Express □ Hand-Delivery □ Via fax: ■ E-mail: cj@cooklawmt.com 	CJ Cook Cook Phelan Attorneys at Law 389 S. Ferguson Ave Unit 205 Bozeman, MT 59715
 ■ U.S. Mail □ Federal Express □ Hand-Delivery □ Via fax: ■ E-mail: andrea@collinslawmt.com meghan@collinslawmt.com 	Andrea Collins Meghan Holtz Collins Law, PLLC 602 W. Lamme St. Bozeman, MT 59715
E-Filing	Gallatin County Clerk of District Court Law and Justice Center 615 S. 16 th Ave, Room 302 Bozeman, MT 59715

DATED this 2nd day of November 2023.

Robert K. Baldwin

P.O. Box 10850, Bozeman, MT, 59719

Attorney for Matthew Swift

NOTICE OF APPEAL PAGE 3

CERTIFICATE OF SERVICE

I, Robert K. Baldwin, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 11-02-2023:

Andrew Noel Davis (Attorney) P.O. Box 10850 Bozeman MT 59719 Representing: Matthew T. Swift

Service Method: eService

Charles J. Cook (Attorney) 389 S. Ferguson Ave. Suite 205 Bozeman MT 59718 Representing: Lisa L. Swift Service Method: eService

Electronically signed by Samantha Walker on behalf of Robert K. Baldwin Dated: 11-02-2023