11/27/2023

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 23-0686

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

Bill Lower

DATSOPOULOS, MacDONALD & LIND, P.C.

201 West Main Street, Suite 201

Missoula, Montana 59802

(406) 728-0810

Email: lower@dmllaw.com; jsweeney@dmllaw.com

Attorney for Appellant

DAVID KNUDSON d/b/a PRO KLEEN SERVICES,

Plaintiff,

VS.

MAURICE J. VEISSI, HARTFORD FIRE INSURANCE COMPANY, and KYLIE P. ADAMS,

Defendants.

Cause No.: BDV-17-321(a)

Hon. David J. Grubich

DEFENDANT'S NOTICE OF APPEAL

NOTICE is given that Maurice J. Veissi, the Appellant above-named and who is the Defendant in that cause of action filed in the Eighth Judicial District Court, in and for the County of Cascade as Cause No. BDV-17-321(a), hereby appeals to the Supreme Court of the State of Montana from the District Court's *Order Denying Motion for Summary Judgment* issued on November 13, 2023, by the Honorable

David J. Grubich.

THE APPELLANT FURTHER CERTIFIES THAT:

1. That this appeal is subject to the mediation process required by M.R.App.P.

7(2)(c), as an action seeking monetary damages/recovery.

2. That this appeal is not an appeal from an order certified as final under

M.R.Civ.P. 54(b). A true and correct copy of the District Court's order is

attached hereto as Exhibit "A".

3. That the Notice required by M.R.App.P.27 is not required in this case, as it

does not involve a challenge to the constitutionality of any act of the Montana

Legislature.

4. The undersigned counsel's office has contacted the official Court Reporter

responsible for preparing the necessary transcript and is in the process of

making appropriate arrangements for payment of the same.

5. That included herewith is the filing fee prescribed by statute.

6. That a copy of this notice of appeal has been contemporaneously filed in the

office of the District Court.

DATED this 27th day of November, 2023.

Datsopoulos, MacDonald & Lind, P.C.

By:

Bill Lower

Attorney for Appellant

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 District Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Bv:

ordan Sweene

Legal Assistant, DM&L, P.C.

CERTIFICATE OF SERVICE

I, William Lower, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 11-27-2023:

Steven T. Potts (Attorney) 625 Central Avenue West, Suite 200 Great Falls MT 59404 Representing: David Knudson Service Method: eService

Zane K. Sullivan (Attorney) 201 W Main St, Suite 201 Missoula MT 59801 Representing: Maurice Veissi Service Method: eService

Electronically signed by Jordan Sweeney on behalf of William Lower Dated: 11-27-2023