



ORIGINAL

FILED

01/08/2024

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 23-0575

IN THE SUPREME COURT OF THE STATE OF MONTANA
No. DA 23-0575

RIKKI HELD, et al.,
Plaintiffs / Appellees

v.

STATE OF MONTANA, et al.,
Defendants / Appellants

**BYRON L TRACKWELL, PRO SE AMICUS CURIAE PARTY FOR
MONTANA, HEREBY MOTIONS THIS HONORABLE COURT
TO FILE MY ATTACHED AMICUS CURIAE 2ND BRIEF**

On appeal from the Montana First Judicial Court, Lewis and Clark County
Cause No. CDV 2020-307, the Honorable Kathy Seeley, Presiding

Byron L Trackwell
Pro Se Amicus Curiae Party
For Montana - *Held v. Montana*
7315 SW 23RD CT
Topeka, KS 66614
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Pro Se Amicus Curiae for Defendants/ Appellants

Comes now Byron L Trackwell, Amicus Curiae Pro Se, respectfully motions this Honorable Court to file my attached Amicus Curiae 2nd Brief that supports the Defendants/Appellants pursuant to the “Montana Rules of Appellate Procedure” Rule 12. Briefs. (7).

I. My Interest

- A. My interest in CC began in 2015 when as a degreed seasoned practicing science engineer, I became aware of the (UN/UNFCCC/IPCC)’s sponsorship of the 2015 Paris Agreement, an international treaty on climate change adopted at the UN Climate Change Conference (COP21) in Paris, France, on 12 December 2015. Due to my own interest in the newly emerging CC science, I have continually studied Global Warming in how it relates to CC energy.

II. Reasons Why The 2nd Brief is Desirable

- A. My 2nd Brief expands on the GW by CC energy relationship by addressing the CC harm caused by Montana’s cumulative CO₂ emissions of 3.7 GtCO₂ from all Montana’s fossil fuels extracted since 1960, considered to be negligible.
- B. My 2nd Brief addresses the Plaintiffs/Appellees Lack of Standing and the Lack of Subject Matter Jurisdiction of the appealed ruling by the “Montana First Judicial District Court”.
- C. My 2nd Brief addresses the “Montana First Judicial District Court” appealed ruling’s conflict with the USA Supreme Court ruling in “West Virginia et al. v. Environmental Protection Agency et al.”

III. My 2nd Amicus Curiae Brief may be filed at the earliest convenience of this Honored Court.

IV. I did not seek other party’s consents as I am relying on leave of this Honored Supreme Court to grant my motion to file my Amicus Curiae 2nd Brief.

CONCLUSION

Pursuant to I, the Amicus Curiae Party, meeting all the requirements of the “Montana Rules of Appellate Procedure” Rule 12. Briefs. (7) for filing the attached Amicus Curiae 2nd Brief, thus, as previously motioned to this Honored Court,

Please File My Attached Amicus Curiae 2nd Brief.

RESPECTFULLY SUBMITTED this 9th day of January 2024.

Byron L Trackwell

Byron L Trackwell

Pro Se Amicus Curiae

7315 SW 23RD CT

Topeka, KS 66614

CERTIFICATE OF COMPLIANCE

Pursuant to Rule 11, Rule 16, & Rule 22 of the Montana Rules of Appellate Procedure, I certify that this pleading is printed with a proportionately spaced Garamond text typeface of 14 points; is double spaced except for indented material; and does not exceed 5 pages and/or 1,250 words.

CERTIFICATE OF SERVICE

I, Byron L Trackwell, Certify This Amicus Curiae Pleading by Emails Were Sent 1/9/2024 to the Plaintiffs/Appellees & Defendants/Appellants Attorneys below:

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