

IN THE SUPREME COURT OF THE STATE OF MONTANA  
Case No. DA 24-0153

Rylee Sommers-Flanagan  
Dimitrios Tsolakidis  
UPPER SEVEN LAW  
P.O. Box 31  
Helena, MT 59624  
Tel: 406-396-3373  
rylee@uppersevenlaw.com  
dimitrios@uppersevenlaw.com

*Attorneys for Petitioners-Appellees*  
*Wild Montana & Montana Wildlife Federation*

Michael G. Black  
BLACK LAW OFFICE  
7 West Sixth Ave., Suite 514  
P.O. Box 1311  
Helena, MT 59624-1311  
Tel: 406-546-0017  
[blacklaw@blackfoot.net](mailto:blacklaw@blackfoot.net)

*Attorneys for Plaintiff-Appellee*  
*Montana Association of Counties*

WILD MONTANA, MONTANA  
WILDLIFE FEDERATION, and  
MONTANA ASSOCIATION OF  
COUNTIES,

Petitioners/Plaintiff-Appellees,

v.

GREG GIANFORTE, in his official  
capacity as GOVERNOR OF THE

**NOTICE OF CROSS APPEAL**

**Cause No. ADV-2023-411**

**Hon. Mike Menahan**

STATE OF MONTANA; and CHRISTI JACOBSEN, in her official capacity as SECRETARY OF STATE,  Defendants-Appellants.	
---	--

NOTICE is given that the WILD MONTANA, MONTANA WILDLIFE FEDERATION, and MONTANA ASSOCIATION OF COUNTIES, the Appellees above-named and who is the 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-2023-411, which matter was consolidated with Cause No. CDV-2023-413 commenced by the MONTANA ASSOCIATION OF COUNTIES, hereby appeals to the Supreme Court of the State of Montana from the ORDER – MOTION FOR ATTORNEY FEES AND COSTS entered in such action on the 9<sup>th</sup> day of July 2024.

**THE APPELLEE/CROSS-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 available transcript of the proceedings in this case has been ordered from the court reporter contemporaneously with the filing of this notice of appeal.

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

5. That a copy of this Notice of Cross Appeal is being served by mailing a copy to the Clerk of District Court and counsel for the other parties and/or via electronic service for registered e-filers.

DATED this 8<sup>th</sup> day of August 2024.

/s/ Rylee Sommers-Flanagan

Rylee K. Sommers-Flanagan  
Dimitrios Tsolakidis  
Upper Seven Law

*Attorneys for Petitioners-Appellees  
Wild Montana & Montana Wildlife  
Federation*

/s/ Michael G. Black

Michael G. Black

*Attorneys for Plaintiff-Appellee  
Montana Association of Counties*

## **CERTIFICATE OF SERVICE**

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF CROSS APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF CROSS APPEAL upon the Clerk of the District Court, each attorney of record, as follows:

Anita Milanovich, Esq.  
General Counsel  
Office of the Governor  
P.O. Box 200801  
Helena, MT 59620-0801

Dale Schowengerdt  
dale@landmarklawpllc.com  
Landmark Law PLLC  
7 West 6th Ave, Ste. 518  
Helena, MT 59601

Attorneys for Respondent Governor

Austin James  
Chief Legal Counsel  
Office of the Secretary of State  
P.O. Box 202801  
Helena, MT 59620-2801

Clay Leland  
1301 E 6th Ave.  
Helena, MT 59601-3875

Attorneys for Respondent Secretary of State

Angie Sparks  
Lewis and Clark County  
228 Broadway, Room 104  
Helena MT 59601  
*Clerk of the District Court*

DATED this 8<sup>th</sup> day of August 2024.

/s/ Michael G. Black  
Michael G. Black

*Attorneys for Plaintiff-Appellee  
Montana Association of Counties*

## **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 08-08-2024:

Dale Schowengerdt (Attorney)  
7 West 6th Avenue, Suite 518  
Helena MT 59601  
Representing: Greg Gianforte  
Service Method: eService

Anita Yvonne Milanovich (Attorney)  
1301 E 6TH AVE  
HELENA MT 59601-3875  
Representing: Greg Gianforte  
Service Method: eService

Rylee Sommers-Flanagan (Attorney)  
P.O. Box 31  
Helena MT 59624  
Representing: Montana Wildlife Federation, Wild Montana  
Service Method: eService

Dimitrios Tsolakidis (Attorney)  
PO box 31  
Helena MT 59601  
Representing: Montana Wildlife Federation, Wild Montana  
Service Method: eService

Constance Van Kley (Attorney)  
PO Box 451  
Missoula MT 59806  
Representing: Montana Wildlife Federation, Wild Montana  
Service Method: eService

Austin Markus James (Attorney)  
1301 E 6th Ave  
Helena MT 59601  
Representing: Secretary of State, Office of the  
Service Method: eService

Clay Richard Leland (Attorney)  
1301 E 6TH AVE  
HELENA MT 59601-3875  
Representing: Secretary of State, Office of the  
Service Method: eService

Timothy Longfield (Attorney)  
7 West 6th Avenue  
Helena MT 59601  
Representing: Greg Gianforte  
Service Method: eService

Electronically Signed By: Michael G. Black  
Dated: 08-08-2024