

Rick C. Tappan
Connlan W. Whyte
TAPPAN LAW FIRM, PLLC
7 West 6th Avenue, Suite 516
Helena, MT 59601
Telephone: (406) 449-3383
Email:
rctappan@tappanlawfirm.com
cwhyte@tappanlawfirm.com

Attorneys for Lillian Overman and Larry Robinson

**MONTANA TWENTY-FIRST JUDICIAL DISTRICT
RAVALLI COUNTY**

FRANK A. APECELLA AND SHIRLYNNE
APECELLA,

Plaintiffs,

v.

LILLIAN A. OVERMAN AND LARRY
ROBINSON,

Defendants.

Cause No.: DV-41-2021-0000240-IJ

**NOTICE and REQUEST FOR
TRANSMISSION OF RECORD AND
TRANSCRIPT**

**To: The Clerk of Court, Montana's Twenty-First Judicial District Court, Ravalli County,
and to the Court Reporter for Judge Howard Recht, for transcript of all proceedings**

Pursuant to Rule 8(3) of the Montana Rules of Appellate Procedure, NOTICE is given that Lillian A. Overman and Larry Robinson (“Defendants”), the Defendants in the above-named case, hereby requests transmission of the record in this matter, including a certified copy of the docket entries in Cause No. DV-41-2021-0000240-IJ be provided to the Montana Supreme Court on appeal of this case.

The Defendants further request that the transcript that was prepared for the trial that took place be sent to the Montana Supreme Court as well. Upon completion of the requested transcript, the court

reporter shall file the original transcript (in reduced format) and one DVD-R containing the transcript in searchable PDF format to the Montana Supreme Court. By email, the court reporter shall serve a PDF copy to the Defendants at rctappan@tappanlawfirm.com and to the following attorneys of record:

Cotner Ryan Law, PLLC: dcotner@cotnerlaw.com; teisenzimmer@cotnerlaw.com
Tappan Law Firm: rctappan@tappanlawfirm.com; cwhyte@tappanlawfirm.com

Any invoice resulting from the production of the transcript may be sent to:

Tappan Law Firm
7 W 6th Ave STE. 516
Helena, MT 59601

DATED this 26th day of September, 2024.

/s/ Rick C. Tappan
Rick C. Tappan
Connlan W. Whyte

*Attorneys for Lillian Overman and
Larry Robinson*

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the foregoing *NOTICE and REQUEST FOR TRANSMISSION OF RECORD and TRANSCRIPT* was served with the Clerk of the Montana Supreme Court and that I have served true and accurate copies of the foregoing NOTICE and REQUEST FOR TRANSMISSION OF RECORD and TRANSCRIPT upon the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript has been ordered.

Via Electronic Mail:

Paige Trautwein
Clerk of District Court
205 Bedford Street
Suite D
Hamilton, MT 59840

Tammy Stuckey
Court Reporter
Clerk of District Court
205 Bedford Street
Suite D
Hamilton, MT 59840

Via eService :

David B. Cotner
Taylor Eisenzimer
Cotner Ryan Law, PLLC
321 W. Broadway, Suite 500
Missoula, MT 59802
dcotner@cotnerlaw.com
teisenzimer@cotnerlaw.com

Bowen Greenwood
Clerk of the Montana Supreme Court
P.O. Box 203003
Helena, MT 59620-3003
406-444-3858

/s/ Ian Gutierrez
Ian Gutierrez
Advanced Paralegal