

**IN THE SUPREME COURT OF THE STATE OF MONTANA**

**Supreme Court Cause No. \_\_\_\_\_**

Edward J. Guza  
Lance F. Carl  
Attorneys for Appellant  
E.J. GUZA & ASSOCIATES  
25 Apex Drive, Suite A  
Bozeman, MT 59718  
(406) 586-2228  
eguza@ejguzalaw.com  
lcarl@ejguzalaw.com

PETRA INCORPORATED a/k/a  
PETRA, INC.,

Appellant,  
and

MONARCH HEATING AND  
COOLING, LLC,

Appellee.

**NOTICE OF APPEAL**

NOTICE is given that Petra Incorporated, a/k/a Petra, Inc., the Appellant above-named and who is a Defendant in that cause of action filed in the Eighteenth Judicial District, in and for the County of Gallatin, as Cause No. DV-16-2024-0000126-BC, hereby appeals to the Supreme Court of the State of Montana from the order entered in such action on the 10<sup>th</sup> day of December 2024 denying Petra, Inc.’s Motion to Stay Proceeding and Compel Arbitration. This appeal is made pursuant to § 27-5-324(1)(a), MCA, of the Uniform Arbitration Act.

**THE APPELLANT FURTHER CERTIFIES:**

1. That this appeal is not subject to the mediation process required by M. R. App. P. 7.
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 is not applicable to this matter.
4. That no proceedings have occurred and therefore, no transcripts have been ordered from the court reporter contemporaneously with the filing of this Notice of Appeal.
5. That included herewith is the filling fee prescribed by statute.

DATED this 31<sup>st</sup> day of December 2024.

E.J. GUZA & ASSOCIATES  
A PROFESSIONAL LAW CORPORATION

By: \_\_\_\_\_



Edward J. Guza

Lance F. Carl

*Attorneys for Appellant*

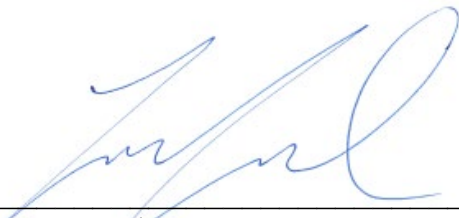
**CERTIFICATE OF SERVICE**

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 the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

<input checked="" type="checkbox"/> U.S. Mail	Trent Baker
<input type="checkbox"/> FedEx	Joseph Ray Casillas
<input type="checkbox"/> Hand-Delivery	201 West Main Street, Suite 201
<input type="checkbox"/> Facsimile	Missoula, MT 59802

<input checked="" type="checkbox"/> U.S. Mail	Jon A. Wilson
<input type="checkbox"/> FedEx	Nathan Burke
<input type="checkbox"/> Hand-Delivery	315 North 24 <sup>th</sup> Street
<input type="checkbox"/> Facsimile	P.O. Drawer 849
	Billings, MT 59103-0849

<input checked="" type="checkbox"/> U.S. Mail	Cherche Prezeau
<input type="checkbox"/> FedEx	The Montana Club Building
<input type="checkbox"/> Hand-Delivery	24 West 6 <sup>th</sup> Avenue, Suite 501
<input type="checkbox"/> Facsimile	Helena, MT 59601

  
\_\_\_\_\_  
Lance F. Carl

## CERTIFICATE OF SERVICE

I, Edward J. Guza, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 12-31-2024:

Lance F. Carl (Attorney)  
25 Apex Drive, Suite A  
Bozeman MT 59718  
Representing: Petra Incorporated  
Service Method: eService

Jackson Trent Maynard (Attorney)  
24 W. 6th Ave., Suite 501  
Helena MT 59601  
Representing: Monarch Heating and Cooling, LLC  
Service Method: eService

Nathan Andrew Burke (Attorney)  
315 North 24th Street  
Billings MT 59101  
Representing: Monarch Heating and Cooling, LLC  
Service Method: eService

Jon A. Wilson (Attorney)  
315 North 24th Street  
P. O. Drawer 849  
Billings MT 59103-0849  
Representing: Monarch Heating and Cooling, LLC  
Service Method: eService

Cherche Prezeau (Attorney)  
The Montana Club Building  
24 West 6th Avenue  
Suite 501  
Helena MT 59601  
Representing: Monarch Heating and Cooling, LLC  
Service Method: eService

Joseph Ray Casillas (Attorney)  
201 West Main Street  
Suite 201

Missoula MT 59802  
Representing: Monarch Heating and Cooling, LLC  
Service Method: eService

Trent Baker (Attorney)  
201 W. Main, Suite 201  
Missoula MT 59802  
Representing: Monarch Heating and Cooling, LLC  
Service Method: eService

Electronically signed by Jessi Yulga on behalf of Edward J. Guza  
Dated: 12-31-2024