FILED

01/02/2025

Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

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

SENTRY ELECTRICAL GROUP, INC. and CLEARWATER ENERGY RESOURCES LLC,

Appellants/Defendants,

v.

GRIZZLY TRANSPORT LLC,

Appellee/Plaintiff.

Appeal from the Sixteenth Judicial District Court, Rosebud County Cause No. DV-24-44 The Honorable Nickolas C. Murnion, Presiding.

NOTICE OF APPEAL

Eric Edward Nord Crist, Krogh, Alke & Nord, PLLC 2708 1st Avenue North, Suite 300 Billings, MT 59101 Telephone: (406) 255-0400 enord@cristlaw.com

Counsel for Appellants-Defendants

Alex W. Hamman Calton, Hamman & Wolff, P.C. 2075 Central Avenue, Suite 4 Billings, Montana 59102 Telephone: (406) 656-0900 alexhamman@chwlawfirm.com

Counsel for Appellee-Plaintiff

Case Number: DA 25-0007

NOTICE IS GIVEN that Sentry Electrical Group, Inc. and Clearwater Energy Resources LLC, the Appellants above-named and who are the Defendants in the cause of action filed in the Montana Sixteenth Judicial District Court, in and for the County of Rosebud, as Cause No. DV-2024-44, hereby appeal to the Supreme Court of the State of Montana from the *Memorandum and Order Granting Motion to Stay Arbitration* entered on December 6, 2024, a copy of which is attached hereto as Exhibit "A".

THE APPELLANTS FURTHER CERTIFY:

- That this appeal is not subject to the mediation process required by M.R.
 App. P., Rule 7, because there is no monetary judgment.
- That this appeal is not an appeal from an order certified as final under M.
 R. Civ. P. 54(b).
- 3. That all available transcripts of the proceedings in this cause involving the issue have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.
- 4. That a copy of the Notice of Appeal has been contemporaneously filed in the Office of the Clerk of the District Court and served by mail on all attorneys of record.
- 5. That included herewith is the filing fee prescribed by statute.

DATED this 2nd day of January, 2025.

CRIST, KROGH, ALKE & NORD, PLLC

By: <u>/s/ Eric Edward Nord</u>

Eric Edward Nord 2708 1st Avenue North, Suite 300 Billings, MT 59101

Attorneys for Appellants/Plaintiffs

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was served upon the following, by the means designated below, this 2nd day of January, 2025.

U.S. Mail
Federal Express
Hand-Delivery
Via fax:
E-mail:



Alex W. Hamman Calton, Hamman & Wolff, P.C. 2075 Central Avenue, Suite 4 Billings, Montana 59102 <u>alexhamman@chwlawfirm.com</u>

Clerk of Court Montana Sixteenth Judicial District Court P.O. Box 48 Forsyth, MT 59327

CRIST, KROGH, ALKE & NORD, PLLC

By: /s/ Eric Edward Nord

Eric Edward Nord 2708 1st Avenue North, Suite 300 Billings, MT 59101

Attorneys for Appellants/Plaintiffs

CERTIFICATE OF SERVICE

I, Eric Edward Nord, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 01-02-2025:

Alex W. Hamman (Attorney) 2075 Central Ave., Suite #4 Billings MT 59102 Representing: Grizzly Transport LLC Service Method: eService

> Electronically Signed By: Eric Edward Nord Dated: 01-02-2025