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FILED

01/27/2025

PARK COUNTY
CLERK OF DISTRICT COURT
MOLLY BRADBERRY

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: pr 25-0001

2025 JAN 13 PM 1:04

Cynthia J. Little
(your name)
Po Box 1553
(your street address)
Livingston, MT 59047
(city, state, zip code)
406-570-6105
(your phone number)

FILED
BY Shannon Rode
DEPUTY

MONTANA SIXTH JUDICIAL DISTRICT COURT,
(number of district in which your county is located)
PARK COUNTY
(name of your county)

Cynthia J. Little

Plaintiff,

vs.
Robert L. Little

Defendant.

Your Case No. DR-20-17

MOTION FOR DISQUALIFICATION
(name of your motion describing what you want the Court to do)

I, Cynthia June Little, respectfully request that the Court enter an Order
(print your full name)
that does the following: Disqualify the District Judge
having jurisdiction in this Action.

BECAUSE She, District Judge, Brenda R. Gilbert
Continues to deny the Petitioner justice
and protection from further victimization
by the Respondent Robert L. Little. The

Respondent has intentionally and deliberately refused to follow court orders, most importantly but not limited to, the maintenance orders of \$1000/month \$500/month to arrears. He has not made payments on dates due or in the amount ordered, since April of 2020. The Respondent has been shown denials and the judge continues to act on his behalf showing bias, and allowing him freedom from all responsibilities and opportunity to continue abuse.

☐ I would like a hearing before the Court on this Motion.

I have filed the following documents along with this Motion:

☒ My Affidavit in support of this Motion.

☒ A proposed Order for the Court's signature.

☒ My Affidavit of Service, which indicates how I served copies of these documents on the opposing party.

☐ Other: _____

Dated this 13th day of JANUARY, 2025.
(date) (month) (year)

Cynthia J. Little
(Your signature)

Cynthia J. Little
(print your name)

Cynthia J. Little
(your name)
PO Box 1553
(your street address)
Livingston, MT 59047
(city, state, zip code)
406-595-5556
(your phone number)

MONTANA SIXTH JUDICIAL DISTRICT COURT,
(number of district in which your county is located)
PARK COUNTY
(name of your county)

Cynthia J. Little

Plaintiff,

vs.

Robert L. Little

Defendant.

Your Case No. DR-20-17

AFFIDAVIT

I, Cynthia J. Little, swear (or affirm) under oath that: The Petitioner
(print your name)
provided the court with the bank statements
of maintenance payments, that can be verified,
through E-mail. She has provided the payments,
attached as Exhibits, with this motion for Dis-
qualification of District Judge for violating the
Petitioner's rights as a Victim of Domestic
Violence, abuse & Control. The District Court
has filed judgements without evidence to
show cause, basing them on assumptions, and

in favor of the Respondent. The District
court's refusal to hold the Respondent ac-
countable to court orders and the laws
that protect both parties, and assure justice,
for both parties, has provided an injustice
for the Petitioner. In doing so the Petitioner
has been abandoned financially, as threatened
by her abusive ex-husband, the Respondent.
She has been left without the means to
support her basic needs, causing the loss of
her home, vehicle, credit, phone, all personal belongings.

DATED this 13 day of January, 2025
(date) (month) (year)

(Continued)

Cynthia J. Little
(Your signature)

State of Montana
County of _____

SIGNED AND SWORN (OR AFFIRMED) to before me on Jan 13, 2025
by Cynthia J Little



Shannon Rose
Notary Public for the State of _____
Printed name of notary _____
Title or rank: _____
Residing at _____
My Commission Expires: _____

AFFIDAVIT (CONT)

(pages 1-3)

The District Court has violated the Petitioner's rights in this action-

- Rights to be protected, as a victim of Domestic Violence and abuse, including verbal, psychological, emotional, physical and most importantly economic/financial abuse and control (coercive + controlling/crime)

Exhibit - payments (of maintenance (11 order) made - AMOUNT PAID DUE

- The Petitioner made known to the District Court, that she was in an abusive relationship, and the threats of financial abandonment, in the beginning stages of Dissolution of marriage filed in January of 2020. Respondent has failed to follow orders

- The Petitioner has turned to the District Court through filings of motions/Petitions for Contempt of Court on several occasions, that have been denied.

- The Petitioner has been held to the Judicial Rules of Procedure and denied her rights in final judgement. Based on irrelevant and/or false information + Did not consider factors that Petitioner entitled to.

EXHIBIT
(4)

LACK OF DUE DILIGENCE - FINDING FACTS (1)

AFFIDAVIT (Cont)

• The Petitioner has not been treated fairly and has not been provided justice in this matter
(2) Exhibit - FACTORS IN DECISIONS
FOR MAINTENANCE

• The District Court has shown bias and has acted on behalf of the Respondent, making decisions without evidence to show cause (FINAL DECREE) and showing him leniencies beginning with denying Default Judgement for Respondent's failure to file answer on Motion Petition for Dissolution of Marriage.

• The District Court has approved all requests made by Respondent without proper filing procedures or evidence to show cause.

• The District Court has not held Respondent to the laws, including his responsibility to provide the courts with evidence of why he should not be held in Contempt, as the laws require, Hiding income
(3) Exhibit - Failure to Comply With
COURT ORDERS - CIVIL CONTEMPT

AFFIDAVIT (Cont)

• The District Court has allowed the Respondent freedom from the laws that protect both parties guaranteeing justice and a fair judgement and final decision.

• The District Judge has shown Clear BIAS AND Violations (Judicial Ethics)

EXHIBITS- CANON 35 of Judicial Ethics

2-7 have been Violated

- CODE OF JUDICIAL CONDUCT (violated)

- CANON 1 - RULE 1.1, RULE 1.2

- CANON 2 - RULE 2.2, RULE 2.3

RULE 2.5, RULE 2.6

RULE 2.12 - DISQUALIFICATION

CODE OF

JUDICIAL CONDUCT

RULE 2.12 - (ABOVE) - GROUNDS FOR DISTRICT JUDGE DISQUALIFICATION

CODE OF JUDICIAL CONDUCT

CANON 1

RULE 1.1 - COMPLIANCE WITH THE LAW

RULE 1.2 - PROMOTING CONFIDENCE IN THE JUDICIARY

CANON 2

RULE 2.2 - IMPARTIALITY AND FAIRNESS

RULE 2.3 - BIAS, PREJUDICE, AND HARASSMENT

RULE 2.5 - COMPETENCE, DILIGENCE, AND COOPERATION

RULE 2.6 - ENSURING THE RIGHT TO BE HEARD

RULE 2.12 - DISQUALIFICATION

CERTIFICATE OF SERVICE

You must serve each document you file by sending or delivering to the opposing side. Complete this form, and include it with the document to that you file and serve.

1. Case name: Cynthia J. Little v. Robert L. Little
2. Case number: DR-20-17
3. Documents served: MOTION - DISQUALIFICATION
4. How was the Motion served? *[check one]*
 - ☒ Placed in U.S. Mail
 - ☐ Hand-delivered
 - ☐ Sent for delivery (e.g., FedEx, UPS)
 - ☐ Sent by fax (if the other party has agreed to accept service by fax)
5. On whom was the Motion served? *[For each person who was sent the document, write their full name and contact information used.]*

<u>Robert L. Little</u>	
<u>219 So. 12th</u>	
<u>Livingston, MT 59047</u>	
<u>406-823-9610</u>	
6. When was the Motion served? JANUARY 13, 2025
7. Who served the Motion? *[Whoever puts it into the mail, faxes, delivers or sends for delivery should sign, and print their name and address. You can do this yourself.]*

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Signature: Cynthia J. Little

Name: Cynthia J. Little

Address: Po Box 1553

Livingston, MT 59047