

IN THE SUPREME COURT OF THE STATE OF MONTANA

JAMES J. DOLAN, JR. AND SAMANTHA L. DOLAN

Plaintiffs/Appellants,

v.

TRACY GUENTHER, JESSE GUENTHER, MICHAEL I. WESTFALL, JONI M. WESTFALL, JAKE CEARTIN, ANDREA CEARTIN, and COBB HILL MINOR SUBDIVISION HOMEOWNERS' ASSOCIATION

Defendants/Appellees.

NOTICE OF APPEAL

On Appeal from the District Court of the Eighteenth Judicial District of the State
of Montana in and for Gallatin County
Cause No. DV-18-633C
The Honorable Judge John Brown

W. John Tietz
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NOTICE IS HEARBY GIVEN that James J. Dolan, Jr. and Samantha L. Dolan, Appellants above-named and who are the Plaintiffs in the action filed in Montana Eighteenth Judicial District, Gallatin County, Cause No. DV-18-633C, hereby appeal to the Supreme Court of the State of Montana from the Notice of Entry of Judgment and Order entered in such action on the 5th of March, 2025, as well as all prior orders and decisions of the Court leading to and subsumed within the Judgment and Order.

Appellants further certify:

1. That this appeal is subject to the mediation process required by M.R.App.P. 7.
2. That this appeal is an appeal from an order certified as final under M.R.Civ.P. 54(b). A true copy of the District Court's Notice of Entry of Judgment and Order attached hereto as Exhibit A.
3. No notice to the Montana Attorney General is required under Mont. R. App. 27 because Appellants are not challenging the constitutionality of any act of the Montana legislature.
4. That all available transcripts of proceedings in this case have been ordered from the court reporter contemporaneously with the filing of this Notice of Appeal.
5. The filing fee prescribed by statute is included with this Notice of Appeal.
6. A copy of this Notice of Appeal has been filed with the Clerk of the District Court and served on all counsel of record.

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Dated this 11th day of March 2025.

BROWNING, KALECZYC, BERRY & HOVEN, P.C.

By



W. John Tietz

Hallee C. Frandsen

*Attorneys for Plaintiffs/Appellants James J. Dolan
Jr. and Samantha L. Dolan*

CERTIFICATE OF SERVICE

I, William John Tietz, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 03-11-2025:

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Electronically Signed By: William John Tietz
Dated: 03-11-2025