

PETER G. SCOTT, LAW OFFICES, PLLC
682 South Ferguson Avenue, Suite 4
Bozeman, Montana 59718-6491
PH (406) 585-3295
office@scott-law.com
Attorney for J. John Bockness

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No.

ERIN PEPUS, AMANDA MALACHOWSKI
and JOHN MALACHOWSKI,

Plaintiffs, Counterclaim Defendants,

and

GREGORY "GREG" ARTHUR POLE, an
individual and COTTONWOOD MEADOWS
OF GALLATIN GATEWAY
HOMEOWNERS ASSOCIATION, INC., a
Montana corporation,

Counterclaim Defendants,

v.

J. JOHN BOCKNESS,

Defendant/Counterclaim Plaintiff.

NOTICE OF APPEAL

NOTICE is hereby given that J. John Bockness, Defendant/Counterclaim Plaintiff in that cause of action filed in the Nineteenth Judicial District, in and for the County of Lincoln, Cause No. DV-16-2022-0000521-DK hereby appeals to the Supreme Court of the State of Montana, from the *Order Granting Plaintiffs' Motion to Enforce Settlement* dated March 5, 2025.

THE APPELLANTS FURTHER CERTIFY

1 That this appeal is not subject to the mediation process required by Mont. R. App. P. 7.

2. Plaintiffs/Counterclaim Defendants filed and served a Notice of Entry of Order dated March 5, 2025 on all parties pursuant to Rule 77(d) M.R.Civ.P. Dkt. 61. A copy of the Notice of Entry of Order and attached *Order Granting Plaintiffs' Motion to Enforce Settlement* March 5, 2025, is attached hereto as Exhibit A.

3. The available transcripts of the proceedings in this cause have been ordered from the court reporter prior to or contemporaneously with the filing of this notice of appeal.

4. That included herewith is the filing fee prescribed by statute.

DATED this 21st day of March, 2025.

PETER G. SCOTT, LAW OFFICES, PLLC

/s/ Peter G. Scott

Peter G. Scott, *Attorney for Defendant and Counterclaimant*

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 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 District Court action, as follows on this 21st day of March, 2025.

John M. Kauffman
KASTING, KAUFFMAN & MERSEN, P.C.
716 S. 20th Avenue, Suite 101
Bozeman, MT 59718-6837
(406) 586-4383
jkauffman@kkmlaw.net
*Attorneys for Plaintiffs/Counterclaim
Defendants*

Clerk of District court
515 South 16th Avenue
Bozeman, MT 59715

Diana Tyrrell

Scott | Law

CERTIFICATE OF SERVICE

I, Peter Guillum Scott, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 03-21-2025:

John M. Kauffman (Attorney)
Kasting, Kauffman & Mersen, P.C.
716 S. 20th Suite 101
Bozeman MT 59718

Representing: Amanda Pepus, Amanda Malachowski, John Malachowski, Gregory "Greg" Arthur Pole
Service Method: eService

Electronically Signed By: Peter Guillum Scott
Dated: 03-21-2025