

ORIGINAL

FILED

04/07/2025

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: OP 25-0256

Kammille E. Booth
Inmate Name

2301089
Inmate ID or AO#

Dawson County Detention/corr. facility
Facility of Incarceration

440 Colorado Blv
Address of Facility

Glendive MT 59330
City State Zip

FILED

APR - 7 2025

Bowen Greenwood
Clerk of Supreme Court
State of Montana

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. OP 25-0256
[The Clerk of Court will assign a number]

Kammille Ella Booth
NAME

PETITIONER,

v.

Petition for Writ of
Habeas Corpus

Tom Green
NAME OF WARDEN/FACILITY ADMINISTRATOR,

RESPONDENT.

I, Kammille Booth, am representing myself, and I
[Name of Inmate]
believe that I am entitled to a Writ of Habeas Corpus under § 46-22-101, MCA, for one
or more of the following reasons:

[Check the applicable box]:

- ☒ The Department of Corrections has incorrectly calculated my sentence which
illegally extends my parole eligibility or discharge date.
- ☒ The Parole Board should have granted me a parole AND the Board violated my
Due Process rights in denying me a parole.
- ☒ I am entitled to more credit for jail time served than I received.

☒ My sentence is illegal because:

☐ I was sentenced after April 28, 1999, and I received a sentence of more than 5 years to the Department of Corrections, none of which was suspended.

☒ My sentence violates my right to be free from double jeopardy.

☒ The length of my sentence is longer than the law allows.

☒ I am entitled to *either* good time or street time that is not credited against my sentence.

☒ I am being held in jail and I believe my bail is excessive.

☐ Other reason incarceration is illegal.

Describe in detail why you are entitled to habeas corpus relief. Be specific. If possible, provide citations to legal authority. Attach any documents that help you explain why the Court should grant your petition. A copy of any judgments, orders or other documents that support your argument must be provided.

I was picked up on a warrant for a crime I had already done time for and revoked on probation I had already served and been discharged from in 2023 from DOC. The charge was PFMA Docket # TK-2023-0003768 on July 15th 2023 I served 93+ days in YCDF and Nov 6th - Dec 20th 2023 at DCCF and picked back up on March 6th 2024 in Billings mt at my husband and my residents for a bench warrant

for missing court due to my
court date I spoke with McKenzie
A. Weber to let her know my
Daughter got in to a severe fatal
car accident asked her to
re-schedule she then put a
warrant out for me. When the
PFMA was already dismissed
in Yellowstone County on
September 2023. I have public records
on this information. They also have
a judge from miles city Custer County
and I get nine of my court paper
work in on a 50,000 Bond will not
lower my Bond Been locked of over
18 months still continue to serve time
on dropped charges and in County
jail may you please get me out
of county jail

As relief, I request the following:

- ☒ my immediate release from prison.
- ☐ reduction of my sentence or that this Court remand this cause to the district court directing the court to resentence me to a lesser sentence.
- ☐ that the Department of Corrections recalculate my sentence as this Court directs.
- ☒ Other relief. Explain:

Release From Psychiatric Hospital

VERIFICATION

STATE OF MONTANA)
)
) ss.
County of Dawson County)

I believe I am being incarcerated illegally. I certify that the contents of this petition are true and accurate to the best of my knowledge.

DATED this 22 day of March, 2025.

Kammille Booth
Inmate Signature

Kamille E. Booker
Printed Name

CERTIFICATE OF MAILING (SERVICE)

I hereby certify that on MARCH 22, 2025, I have mailed the Petition for a Writ of Habeas Corpus, as noted by a check mark (✓), to the following attorney by placing a copy in the United States Mail, postage prepaid:

☒ State of Montana

(see INSTRUCTIONS #9)

Office of the Attorney General

P. O. Box 201401

Helena, MT 59620-1401

or

☒ Dawson County County Attorney (see INSTRUCTIONS #9)
[Write name of County]

Brett J. Irigoin

121 South Douglas Glendove

Judge Michael Hayworth

Kammille E. Boon
[Signature]

Kammille E. Boon
[Print name]