

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

IN THE MATTER OF CALLING A RETIRED
DISTRICT JUDGE TO ACTIVE SERVICE

O R D E R

Honorable Luke Berger, Judge of the District Court for the Fifth Judicial District of the State of Montana, has requested the assistance of retired District Judge Mike Salvagni to assume jurisdiction of Butte-Silver Bow County Cause No. DC-23-219, *State v. O'Brien*.

Judge Salvagni has retired under the provisions of the Montana Judges' Retirement System and, being subject to call for duty pursuant to § 19-5-103(a) and (b), MCA, has advised that he is agreeable to assisting the Second Judicial District Court with the above-listed matter.

IT IS HEREBY ORDERED:

1. Honorable Mike Salvagni, retired District Judge, is hereby called to active service in the District Court of the Second Judicial District of the State of Montana, to assume judicial authority of Butte-Silver Bow County Cause No. DC-23-219, *State v. O'Brien*, and is hereby authorized to proceed with any and all necessary hearings, opinions, and orders, including final resolution of said matter.
2. For all active service, Judge Salvagni shall be paid the salary compensation to which he is entitled by § 19-5-103(2)(b), MCA, and actual expenses, if any, shall be reimbursed.
3. A copy of this Order shall be filed with the Clerk of Court for Butte-Silver Bow County, with the request that this Order be sent to all counsel of record in the above-listed matter.

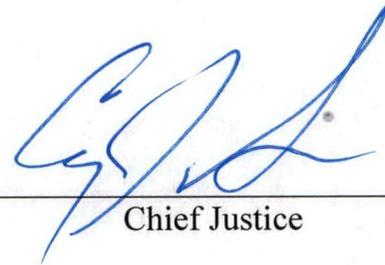
FILED

MAY 29 2025

4. A copy of this Order shall also be furnished to Judge Luke Berger, Judge Mike Salvagni, Judge Robert J. Whelan, and to Cathy Pennie, Office of the Supreme Court Administrator.

The Chief Justice enters this Order pursuant to Article VII, Section 6(3) of the 1972 Montana Constitution, and statutes enacted in conformity therewith and in implementation thereof.

DATED this 29 day of May, 2025.



Chief Justice