

Matthew Heaven

11247 Southeast 258th Place, Apartment D311

Kent, Washington 98030 | United States of America

+1 (505) 500-5452 | matthew.heaven@usa.com

DA 25-0492

MONTANA SUPREME COURT

Room 323, Justice Building

215 N. Sanders | P.O. Box 203003

Helena, Montana 59620-3003

EMERGENCY MOTION TO STAY VEXATIOUS LITIGANT ORDER

PENDING APPEAL

Matthew Heaven v. Steven Weber and Kristi Weber, Case No. DV-23-06

NOW COMES Plaintiff Matthew Heaven, seeking emergency stay of the June 16, 2025, Order declaring him a vexatious litigant, pending appeal.

I. IMMINENT IRREPARABLE HARM

1. The Order blocks Plaintiff from participating in the Montana Judicial Standards Commission's active investigation of Judge Owen, scheduled for review next week.
2. Judge Owen will use the Order to suppress evidence of:

a) FBI Agent Jacob Furda's March 2022 directive to Plaintiff to file this lawsuit ("Agent was driving with Plaintiff in Montana and instructed Plaintiff to file a lawsuit against Steven Weber" - Feb. 9 Motion, ¶5);

b) FBI fabrication of the December 13, 2023, court order delivered after Plaintiff contacted Agent Jason Grende.

II. JUDICIAL BIAS AND RETALIATION

1. The Order was issued June 16, 2025—11 days after Plaintiff filed his Second Judicial Complaint (June 5, 2025) documenting:

a) Judge Owen's refusal to investigate FBI forgery of court documents;

b) Her coordination with federal agents to manipulate hearings (e.g., scheduling Jan. 17, 2024 hearing to "win the lawsuit before trial" per FBI guidance - Feb. 17 Motion, ¶14).

2. This timing confirms retaliation for exposing:

a) FBI admission to securing default judgment by ensuring "Defendants never appear in court" (Feb. 17 Motion, ¶21);

b) Video proof of FBI staff fabricating court mails (Feb. 9 Motion, ¶22).

III. PUBLIC INTEREST

Allowing a judge under formal ethics investigation for federal collusion to silence the whistleblower undermines Montana's judiciary. The Commission's imminent review requires preservation of evidence.

CERTIFICATION

Plaintiff certifies this motion is urgent, made in good faith, and not for delay.

WHEREFORE, Plaintiff requests immediate stay of the June 16, 2025, Order.

RESPECTFULLY SUBMITTED this 8th day of July, 2025

CERTIFICATE OF SERVICE

I, Matthew Heaven, certify that on July 8, 2025, I served via U.S. Mail the following documents: Emergency Motion to Stay (with attachments) and Notice of Appeal, upon the following recipients:

1. Jeffrey Ellingson, Attorney for Defendants

Kaufman Vidal Hileman Ellingson, P.C.

22 Second Avenue West, Suite 4000

Kalispell, MT 59901

2. Lake County Clerk of Court

106 4th Avenue East

Polson, MT 59860

3. Montana Judicial Standards Commission

Executive Secretary: Dia C. Lang 301 S. Park, Suite 328 P.O. Box 203005.

Helena, MT 59620-3005

Dia.Lang2@mt.gov

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Matthew Heaven, Plaintiff

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ATTACHMENTS:

1. June 16, 2025 Order
2. Second Judicial Complaint (June 5, 2025)
3. Feb. 9 Motion ¶5,14,21-22 and Feb. 15 Brief in support