

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 25-0139

JESSICA KALARCHIK, an individual,
and JANE DOE, an individual, on
behalf of themselves and all others
similarly situated,

Plaintiffs and Appellees,

v.

STATE OF MONTANA; GREGORY
GIANFORTE, in his official capacity as Governor
of the State of Montana; MONTANA
DEPARTMENT OF PUBLIC HEALTH AND
HUMAN SERVICES; CHARLIE BRERETON, in
his official capacity as Director of the Department
of Public Health and Human Services;
MONTANA DEPARTMENT OF JUSTICE;
and AUSTIN KNUDSEN, in his official capacity
as Attorney General of the State of Montana,

O R D E R

Defendants and Appellants.

Pursuant to the Internal Operating Rules of this Court, this cause is classified for
submission on briefs to a five-justice panel of this Court.

The Clerk is directed to provide a copy hereof to all counsel of record and to the
Honorable Mike Menahan, District Judge.

For the Court,

Electronically signed by:
Cory Swanson
Chief Justice, Montana Supreme Court
September 24 2025