

**Steve Williams**  
**Deputy Yellowstone County Attorney**  
**Yellowstone County Courthouse**  
**P.O. Box 35025**  
**Billings, Montana 59107-5025**  
**(406) 256-2832**  
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*Attorney for Yellowstone County*

**MONTANA THIRTEENTH JUDICIAL DISTRICT COURT, YELLOWSTONE COUNTY**

YELLOWSTONE COUNTY	)	Cause No. DV-56-2024-0000080-JR
	)	
Petitioner,	)	Judge Jessica Fehr
vs.	)	
	)	<b>NOTICE OF TRANSCRIPT</b>
MONTANA DEPARTMENT OF	)	<b>DEEMED NECESSARY FOR</b>
ENVIRONMENTAL QUALITY	)	<b>APPEAL</b>
	)	
Respondent,	)	
_____	)	

On October 9, 2025, Yellowstone County appealed to the Montana Supreme Court the May 12, 2025 decision of the Montana Thirteenth Judicial District Court Yellowstone County to deny its motion for summary judgment and grant the Montana Department of Environmental Quality’s motion for summary judgment in *Yellowstone County v. Montana Department of Environmental Quality*, Montana Thirteenth Judicial District Court, Yellowstone County, Cause Number DV-2024-80. On May 20, 2025, the District Court entered judgment in favor of the Department. On May 21, 2025, the Department filed its notice of entry of judgment. On June 13, 2025 the County filed a motion to alter the judgment. By August 12, 2025, the District Court had not ruled on the motion. Pursuant to Rule 59(f) of the Montana Rules of Civil Procedure, the motion was considered denied. Pursuant to Rule 4(5)(a)(v)(E) and Rule 4(5)(a)(i) of the Montana Rules of Appellate Procedure, the County had 60 days from August 12, 2025 to file its notice of appeal. The County had until October 13, 2025, to file its notice of appeal.

The District Court resolved the case on motions for summary judgment. The only transcript for the case was the oral arguments on the motions. The only transcript needed for the appeal is the transcript on the motions. Pursuant to Rule 8(3)(a) of the Montana Rules of Appellate Procedure, the County has ordered the transcript on the motions from Claudette Henry, the court reporter for the hearing, and has arranged to pay for the transcript.

DATED this 14<sup>th</sup> day of October 2025.

/s/ Steve Williams

Steve Williams

Deputy Yellowstone County Attorney

**CERTIFICATE OF SERVICE**

I, Steve Williams, a Deputy Yellowstone County Attorney, Counsel for Yellowstone County, certify that on October 10, 2025, I filed a copy of the foregoing document with the Clerk of District Court for the Montana Thirteenth Judicial District Court, Yellowstone County, and served a copy on the Clerk of the Montana Supreme Court; Kurt Moser, Counsel for the Montana Department of Environmental Quality, and Claudette Henry, the court reporter as follows:

Montana Supreme Court Clerk of Court  
Attn: Bowen Greenwood  
P.O. Box 203003  
Helena, Montana 59620-3003  
Bgreenwood@mt.gov  
*Montana Supreme Court Clerk of Court*

Kurt R. Moser  
Montana Department of Environmental Quality  
1520 East Sixth Avenue  
P. O. Box 200901  
Helena, Montana 59620-0901  
Kmoser2@mt.gov  
*Counsel for DEQ*

Claudette Henry  
Court Reporter  
P.O. Box 35029  
Billings, MT 59107  
Claudette.henry@mt.gov

DATED this 14<sup>th</sup> day of October 2025.

/s/ Steve Williams  
Steve Williams  
Deputy Yellowstone County Attorney

## **CERTIFICATE OF SERVICE**

I, Steven Thomas Williams, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice to the following on 10-14-2025:

Kurt R. Moser (Govt Attorney)  
1520 East Sixth Avenue  
P.O. Box 200901  
Helena MT 59620-0901  
Representing: Montana Department of Environmental Quality  
Service Method: eService

Electronically signed by Karen Krzesniak on behalf of Steven Thomas Williams  
Dated: 10-14-2025

## CERTIFICATE OF SERVICE

I, Steven Thomas Williams, hereby certify that I have served true and accurate copies of the foregoing Notice - Transcripts Deemed Necessary to the following on 10-15-2025:

Kurt R. Moser (Govt Attorney)  
1520 East Sixth Avenue  
P.O. Box 200901  
Helena MT 59620-0901  
Representing: Montana Department of Environmental Quality  
Service Method: eService

Claudette Henry (Court Reporter)  
P.O. Box 35029  
Billings MT 59107  
Service Method: E-mail Delivery  
E-mail Address: Claudette.henry@mt.gov

Electronically signed by Karen Krzesniak on behalf of Steven Thomas Williams  
Dated: 10-15-2025