ORIGINAL

FILED
06/02/2026
Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA
Case Number: OP 26-0339

IN THE SUPREME COURT OF THE STATE OF MONTANA

OP 26-0339

FILED
JUN 02 2026
Bowen Greenwood
Clerk of Supreme Court
State of Montana

MICHAEL RENAE HAGMAN,

Petitioner,

v.

FIRST JUDICIAL DISTRICT COURT,
LEWIS AND CLARK COUNTY,
HONORABLE MICHAEL T. MENAHAN,
Presiding,

Respondent.

ORDER

Miachael Renae Hagman has filed a Petition for Writ of Supervisory Control, pursuant to M. R. App. P. 14(3), over the First Judicial District Court, Lewis and Clark County, and the Honorable Michael T. Menahan. Hagman also filed a Supplement to the Petition for Writ of Supervisory Control as well as a Second Supplement on June 1, 2026.

The Montana Rules of Appellate Procedure do not contemplate a supplement to a writ of supervisory control. Pursuant to M. R. App. P. 14(5), a petitioner must commence a proceeding setting forth the facts for this Court to obtain jurisdiction and the particular legal questions and issues along with exhibits "[i]n summary fashion[.]" M. R. App. P. 14(5)(a) and 14(5)(b)(i)-(iv). This Court possesses the authority to order more extensive briefing. M. R. App. P. 14(10).

Hagman seeks immediate intervention in a temporary order of protection proceeding where he contends that the District Court has failed to act on his motions. He explains that he is the Respondent in the case and that Monica Gellar is the Petitioner who sought an order of protection. Hagman puts forth that the District Court has not ruled on his motions filed on May 4th and May 8th. He concludes that a writ of supervisory control is appropriate because: of the urgency; the District Court has failed to act; he is prejudiced by this inaction; and he has no adequate remedy of appeal.

Pursuant to M. R. App. P. 14(3), the Montana Supreme Court has "supervisory control over all other courts and may, on a case-by-case basis, supervise another court by way of a writ of supervisory control." "Supervisory control is an extraordinary remedy, reserved for extraordinary circumstances." *Stokes v. Mont. Thirteenth Judicial District Ct.*, 2011 MT 182, ¶ 5, 361 Mont. 279, 259 P.3d 754. A petitioner must demonstrate a case with purely legal questions and urgent or emergency factors making the normal appeal process inadequate, and the "other court is proceeding under a mistake of law, causing a gross injustice." M. R. App. P. 14(3)(a).

Hagman requests rulings on his pending motions. A court exercises discretion when it issues a ruling. As Hagman provides, the court set a hearing for May 18, 2026. He has not presented a case with purely legal questions. This Court observes that the underlying Petitioner is the Personal Representative and Trustee in an appeal of a probate case with this Court. We recently issued an Order concerning Hagman's motions in the appeal. *See In re Estate of Hagman*, No. DA 26-0299, Order (Mont. Jun. 2, 2026). Hagman has a remedy of appeal upon a final decision from the District Court. The writ of supervisory control is not warranted here. Therefore,

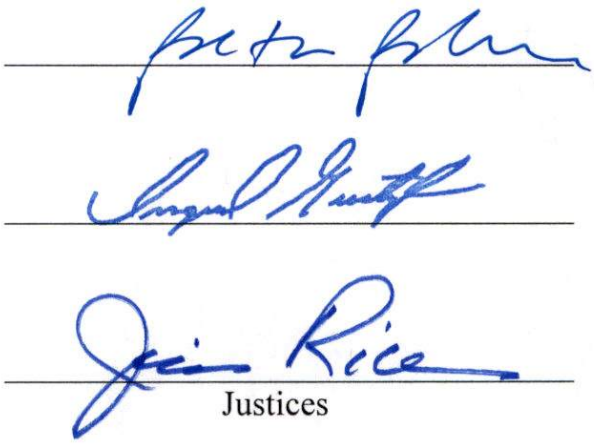
IT IS ORDERED that Hagman's Petition for Writ of Supervisory Control is DENIED and DISMISSED.

IT IS FURTHER ORDERED that this matter is CLOSED as of this Order's date.

The Clerk is directed to provide a copy of this Order to: the Honorable Michael T. Menahan, District Court Judge; Lisa Kallio, Clerk of District Court, under Cause No. ADR-2026-242; counsel of record; and Michael Renae Hagman personally.

DATED this 2nd day of June, 2026.

Katherine M Bidegaray



Justices