ORIGINAL

FILED
06/02/2026
Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA
Case Number: DA 26-0327

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 26-0327

MISSOULA SNF OPERATIONS, LLC DBA MISSOULA HEALTH AND REHABILITATION CENTER,

Plaintiff and Appellee,

v.

MARSHA HAUCK,

Defendant and Appellant.

DERALD HAUCK,

Defendant.

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

ORDER

Self-represented Appellant Marsha Hauck has filed a verified Petition for an Out-of-Time Appeal, indicating that she was unable to file a timely Notice of Appeal due to being hospitalized for an infection and other maladies. She states that she presents extraordinary circumstances. Hauck includes a copy of the March 13, 2026 Judgment and other attachments.

On March 13, 2026, the Fourth Judicial District Court, Missoula County, granted summary judgment and awarded damages to the underlying Plaintiff and Appellee Missoula SNF Operations, LLC, d/b/a Missoula Health and Rehabilitation Center.

M. R. App. P. 4(6) allows this Court to grant an out-of-time appeal "[i]n the infrequent harsh case and under extraordinary circumstances amounting to a gross miscarriage of justice[.]"

We conclude that Hauck has demonstrated extraordinary circumstances, entitling her to an appeal. Accordingly,

IT IS ORDERED that Hauck's Petition for an Out-of-Time Appeal is GRANTED.

IT IS FURTHER ORDERED that Hauck SHALL prepare, serve, and file a Notice of Appeal within thirty days from the date of this Order, or on or before Thursday, July 2, 2026, for this appeal to commence. Failure to do so may result in dismissal of this appeal.

The Clerk of the Supreme Court is directed to provide a copy of this Order to counsel of record and to Marsha Hauck along with a copy of this Court's Appellate Handbook.

DATED this 2nd day of June, 2026.

Chief Justice

Justices