ORIGINAL

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Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA
Case Number: DA 26-0299

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 26-0299

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

IN RE THE ESTATE OF
WILLIAM EDWARD HAGMAN,

Deceased.

ORDER

Representing himself, Appellant Michael Renae Hagman (Hagman) has filed eight "emergency" motions within six days of filing his Notice of Appeal. Through counsel, Personal Representative and Appellee Monica Gellar (Gellar) has filed a response in opposition.

Hagman appeals an April 28, 2026 Order in a probate proceeding where the Fifth Judicial District Court, Jefferson County, denied his four motions for various relief—Motion to Disqualify Counsel; Renewed Motion to Disqualify Counsel; Motion in Limine to Exclude Character Evidence, Criminal History and Prejudicial Material, or in the Alternative to Permit Reciprocal Evidence; and Motion to Strike Irrelevant and Prejudicial Material. The court also quashed his discovery request. The Order did not address any motion for a stay.

Hagman moves this Court for the following relief: (1) for Stay, Freeze of Assets and Prohibition of Use of Estate Funds for Personal Legal Fees; (2) for Immediate Accounting (3) to Prohibit Use of Estate or Trust Funds for Personal Legal Fees; (4) to Freeze Estate and Trust Assets; (5) to Stay District Court Order of April 28, 2026; (6) to Supplement the Record on Appeal; (7) to Disqualify Counsel Pending Appeal; and (8) for Restitution and Restoration of Estate and Trust Assets Pending Appeal. Hagman seeks relief in this Court after the District Court denied "all his motions" and affirmed that Gellar is the Personal Representative as well as the Trustee.

Gellar points out that many of Hagman's motions are similar to each other and to the motions he filed in the District Court. Gellar submits that the District Court also imposed a ban of future filings along with its denial. Gellar refutes the "emergency" status and details how his motions lack merit. Gellar maintains that Hagman has not moved this Court for relief pursuant to the Montana Rules of Appellate Procedure. Gellar provides that Hagman did not contact counsel prior to the filing of any motions, as required by M. R. App. P. 16(1). She adds that he did not provide copies of proposed orders, pursuant to M. R. App. P. 16(2), nor did he provide legal authority, pursuant to M. R. App. P. 16(3). She states that Hagman has not sought a stay in the District Court before seeking relief here, pursuant to M. R. App. P. 22(1). Gellar also points out that the District Court would need to decide any supplementation of the record request under M. R. App. P. 8(6). Gellar requests denial of Hagman's motions.

Upon review of Hagman's Motions and Gellar's Response, this Court concludes that Hagman is not entitled to any of his requested relief. This Court declines to disqualify counsel as no basis exists. Hagman may pursue his argument in his opening brief. We observe that this Court received the District Court record on May 6, 2026. Hagman's opening brief was originally due on or before Friday, June 5, 2026, and he recently moved for an extension of time. M. R. App. P. 26(1) Accordingly,

IT IS ORDERED that Hagman's Motion:

1. for Stay, Freeze of Assets and Prohibition of Use of Estate Funds for Personal Legal Fees is DENIED;
2. for Immediate Accounting is DENIED;
3. to Prohibit Use of Estate or Trust Funds for Personal Legal Fees is DENIED;
4. to Freeze Estate and Trust Assets is DENIED;
5. to Stay District Court Order of April 28, 2026, is DENIED;
6. to Supplement the Record on Appeal is DENIED;
7. to Disqualify Counsel Pending Appeal is DENIED; and
8. for Restitution and Restoration of Estate and Trust Assets Pending Appeal is DENIED.

The Clerk of the Supreme Court is directed to provide a copy of this Order to counsel of record and to Michael Renae Hagman personally.

DATED this 2nd day of June, 2026.

Justices