

ORIGINAL

FILED

August 6 2013

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

TIMOTHY C. FOX
Montana Attorney General
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COUNSEL FOR PLAINTIFF AND APPELLEE

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 13-0135

STATE OF MONTANA

Plaintiff and Appellee,

v.

MICHAEL RAY JACKSON,

Defendant and Appellant

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**PETITION TO PERMIT STUDENT PRACTICE
UNDER THE MONTANA STUDENT PRACTICE RULE**

Pursuant to the Montana Student Practice Rule (Rule), the State of Montana, by and through the undersigned counsel for the Montana Attorney General's Office, respectfully requests this Court allow Ms. Carolyn Sime to practice before this Court in the above-entitled case, subject to the restrictions of the Rule. As

grounds for this Petition, the undersigned submits supporting documents, attached herein, and states:

1. I am an attorney admitted to practice in this Court and am the attorney of record for the Appellee State of Montana in the above-entitled case.

2. I am requesting Ms. Carolyn Sime, of Missoula, Montana, be permitted to appear and practice in this case pursuant to the Rule. See Rule § II. B. (student appearance in criminal matter on behalf of the state), § II. E. 2. (preparation of briefs to be filed in appellate courts), and § II. F. (participation in oral argument in Supreme Court).

3. I certify that Ms. Sime:

- a. is duly enrolled at the University of Montana School of Law, a law school approved by the American Bar Association;
- b. has completed her second year of law school and thus has completed legal studies amounting to at least two-thirds (2/3) of the total credit hours required for graduation;
- c. has been certified by the dean of the law school as being of good character and competent legal ability and as being adequately trained to perform as a legal intern (Dean's Certificate, attached); and

d. has certified in writing that she has read and is familiar with
and will abide by the Montana Rules of Professional Conduct.
(Student Certificate, attached).

4. I will assist and counsel Ms. Sime in all work performed in this case.

5. I accept full personal and professional responsibility for my case and
for all of the student's work.

6. I will ensure that at least one supervising attorney signs all written
submissions in which the student participates.

7. I will ensure that at least one supervising attorney is present in person
throughout the student's presentations in open court and will introduce Ms. Sime in
such appearances.

8. I have explained to Mr. Ed Corrigan, Flathead County Attorney,
whose office handled the State's case in the trial court, the terms under which
Ms. Sime will participate in this case, and Mr. Corrigan has indicated his approval.

Respectfully submitted this 6th day of August, 2013.

TIMOTHY C. FOX
Montana Attorney General
215 North Sanders
P.O. Box 201401
Helena, MT 59620-1401

By: 

JONATHAN M. KRAUSS
Assistant Attorney General

CERTIFICATE OF SERVICE


I hereby certify that I caused a true and accurate copy of the foregoing
Petition to Permit Student Practice Under the Montana Student Practice Rule to be
mailed to:

Ms. Julie Brown
Montana Legal Justice, PLLC
415 North Higgins Avenue
Suite 2
Missoula, MT 59802

Mr. Ed Corrigan
Flathead County Attorney
Ms. Stacey Boman
Deputy County Attorney
920 South Main
Suite 201
Kalispell, MT 59901

DATED

8/6/13

A handwritten signature in black ink, appearing to be "S. Brown", written over a horizontal line.



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Thursday, May 09, 2013

Kelley L Hubbard
Assistant Attorney General
215 N Sanders PO Box 201401
Helena, MT 59620-1404

LETTER OF GOOD STANDING, MORAL CHARACTER AND COMPETENT LEGAL ABILITY

This is to verify that Carolyn Sime is a full-time student in good standing in this school of law and is eligible to continue. He has successfully completed half of the 90 credits required for graduation, 48 credits before the end of this semester, and is currently enrolled in 17 more. At the end of this semester, May 25, Ms. Sime will have completed more than two thirds of her legal education. Ms. Sime is expected to graduate in May 2014. Ms. Sime is of good moral character, has competent legal ability and is adequately trained to perform as a legal intern. The University of Montana School of Law is an ABA accredited program.

Lisa Marie Hyslop, designee of Dean Irma Russell
Registrar, University of Montana School of Law

Form 2

STUDENT'S CERTIFICATE

I, Carolyn Sime, hereby certify that I have read, am familiar with, and will abide by the Montana Rules of Professional Conduct. I understand that these Rules track the American Bar Association Model Rules of Professional Conduct and have been regularly interpreted by the Ethics Committee of the State Bar of Montana.

Carolyn A. Sime
Name (please print)

Carolyn A. Sime
Signature

August 6, 2013
Date