

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 07-0011

**FILED**

IN THE MATTER OF CALLING  
A RETIRED DISTRICT JUDGE  
TO ACTIVE SERVICE

ORDER

AUG 25 2014

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

The Honorable Julie Macek, Judge of the District Court for the Eighth Judicial District of the State of Montana, has requested the assistance of retired District Judge John Warner to assume jurisdiction of the Criminal Trial calendar for the dates of August 30 through December 31, 2014.

Judge Warner has retired under the provisions of the Montana Judges' Retirement System and, being subject to call for duty pursuant to § 19-5-103, MCA, has advised that he is agreeable to assisting the Eighth Judicial District Court with the above-listed matters.

IT IS HEREBY ORDERED:

1. The Honorable John Warner, retired District Judge, is hereby called to active service in the District Court of the Eighth Judicial District of the State of Montana, to assume judicial authority of all cases scheduled in Department B on the Criminal calendar on the above-listed dates.

2. Judge Warner shall have full authority to conduct the trial and all procedures related to all criminal matters scheduled on the above-listed dates, including final judgment and sentencing, that he determines to be just and necessary.

3. Judge Warner shall also have authority, with consent of the parties thereto, to issue orders as reasonable and necessary in civil and Youth Court cases assigned to Department B of the Eighth Judicial District Court on the above-listed dates.

4. For all active service, Judge Warner shall be paid the salary compensation to which he is entitled by § 19-5-103(2)(b), MCA, and actual expenses, if any, shall be reimbursed.

5. A copy of this Order shall be filed with the District Court Clerk of Cascade County.

6. A copy of this Order shall be furnished to the Honorable Julie Macek, the Honorable John Warner, to all counsel of record in all cases scheduled on the above-listed dates, and to Becky Buska, Office of the Supreme Court Administrator.

This Order is entered by the Chief Justice pursuant to Article VII, Section 6(3) of the 1972 Montana Constitution, and statutes enacted in conformity therewith and in implementation thereof.

DATED this 25<sup>th</sup> day of August, 2014.

  
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Chief Justice