

APPLICATION FOR

**DISTRICT COURT JUDGESHIP
Seventeenth Judicial District**

A. PERSONAL INFORMATION

1. Full Name: Yvonne Gaye Laird
 - a. What name do you commonly go by? Yvonne Laird
2. Birthdate: [REDACTED] Are you a U.S. citizen? Yes
3. Home Address: [REDACTED]
Phone: [REDACTED]
4. Office Address: 8530 Paradise Valley Road, Chinook, Montana 59523
Phone: 406-357-2980
5. Length of residence in Montana: 45 years
6. Place of residence for the last five years:

<u>Dates</u>	<u>City</u>	<u>State</u>
December 1996 to Present	Chinook	Montana

B. EDUCATIONAL BACKGROUND

7. List the names and location of schools attended beginning with high school:

<u>Name</u>	<u>Location</u>	<u>Date of Degree</u>	<u>Degree</u>
Blue Sky High School	Rudyard, Montana	May 1986	Diploma
Concordia College	Moorhead, Minnesota	May 6, 1990	B.A.
University of Montana	Missoula, Montana	May 18, 1996	J.D.

8. List any scholarships, awards, honors and citations that you have received:

Valedictorian, Blue Sky High School, May 1986.

Graduated *cum laude* Concordia College, May 6, 1990.

9. Were you a member of the Law Review? If so, provide the title and citation of any article that was published and the subject area of the article.

I was not a member.

C. PROFESSIONAL BACKGROUND AND EXPERIENCE

10. List all courts (including state and federal bar admissions) and administrative bodies having special admission requirements in which you are presently admitted to practice, giving the dates of admission in each case.

<u>Court or Administrative Body</u>	<u>Date of Admission</u>
State of Montana	September 20, 1996
Fort Belknap Tribal Court	Spring 2007
United States District Court, District of Montana	August 12, 2013

11. Indicate your present employment. (List professional partners or associates, if any).

I currently have my own practice, Laird Law Office, PLLC. My primary focus at this time is contract prosecution services for the Fort Belknap Indian Community. In this regard I provide prosecution services for violent crimes occurring on the Fort Belknap Indian Reservation.

12. State the name, dates and addresses of law firms with which you have been associated in practice, have practiced as a sole practitioner, and other prior practice:

<u>Employer's Name</u>	<u>Position</u>	<u>Dates</u>
Blaine County Attorney's Office	Deputy County Attorney	12/1996-12/2002
Blaine County Attorney's Office	County Attorney	1/2003-12/2006
Montana Legal Services	Staff Attorney	1/2007-8/2011
Laird Law Office PLLC	Attorney	8/2011-Present

13. If you have not been employed continuously since completion of your formal education, describe what you were doing.

I have been employed since December 1996. After graduating from law school in May 1996, I actively sought employment until December 1996.

14. Describe the nature of your present law practice, listing the major types of law that you practice and the percentage each constitutes of your total practice.

My primary focus is providing contract prosecution services to the Fort Belknap Indian Community.

Under this contract I provide prosecution services for serious violent crimes occurring on the Fort Belknap Indian Reservation. Currently this takes one hundred percent of my time.

15. List other areas of law in which you have practiced, including teaching, lobbying, etc.

Criminal Law

Family Law

Various Civil Law

16. If you specialize in any field of law, what is your specialty?

I have the most experience in criminal law.

17. Do you regularly appear in court? Yes.

What percentage of your appearance in the last five years was in:

Federal court	<u>1</u>	%
State or local courts of record	<u>1</u>	%
Administrative bodies	<u>1</u>	%
Other – Tribal Court	<u>97</u>	%

18. During the last five years, what percentage of your practice has been trial practice? 1 %

19. How frequently have you appeared in court? 15-20 times per month on average.

20. How frequently have you appeared at administrative hearings?
0 times per month on average.

21. What percentage of your practice involving litigation has been:

Civil	<u>5</u>	%
Criminal	<u>95</u>	%
Other	<u> </u>	%

22. Have you appeared before the Montana Supreme Court within the last five years? If so, state the number and types of matters handled. Include the case caption, case citation (if any), and names, addresses and phone numbers of all opposing counsel for the five most recent cases.

I have not appeared before the Montana Supreme Court in the last five years.

23. State the number of jury trials that you have tried to conclusion in the last ten years. 2

24. State the number of non-jury trials that you have tried in the last ten years. Approximately 5

25. State the names, addresses and telephone numbers of adversary counsel against whom you have litigated your primary cases over the last two years. Include the caption, dates of trial, and the name and telephone number of the presiding judge. If your practice does not involve litigation, provide the same information regarding opposing counsel and the nature of the matter.

Anthony Gallagher

Federal Defender, District of Montana, 104 2nd St. South, Suite 301, Great Falls, Montana 59401.
Telephone: 406-727-5328.

USA v. William T. Ahenakew, 4:14-cr-00014-BMM. Tried on May 13 & 14, 2014.

USA v. Nikki Snell, 4:14-cr-00042-BMM. Settled prior to trial.

The Honorable Brian M. Morris presided over both of these cases.
Telephone: 406-454-7800.

Evangelo Arvanetes

Federal Defender, District of Montana, 104 2nd St. South, Suite 301, Great Falls, Montana 59401.
Telephone: 406-727-5328.

USA v. Kyle Young, 4:14-cr-00104-BMM. Settled prior to trial.

USA v. Jason Birdtail, Jr., 4:14-cr-00105-BMM. Settled prior to trial.

The Honorable Brian M. Morris presided over both of these cases.
Telephone: 406-454-7800.

I have handled numerous matters in Fort Belknap Tribal Court in the last two years. Often litigants in Fort Belknap Tribal Court appear *pro se* or are represented by lay advocates who have passed the Tribal Bar Exam. On a less frequent basis, litigants retain the services of a licensed attorney to represent them in Fort Belknap Tribal Court.

Terryl T. Matt, Attorney at Law, Matt Law Office, 310 E Main St., Cut Bank, MT 59427-3011.
Telephone: (406) 873-4833.

FBIC v. Jeremiah Horn, CR-16-039. Ongoing.

The Honorable Robert J. Ironmaker, Sr. is presiding over this case.
Telephone: 406-353-8385.

Patrick Flaherty, Attorney at Law, Flaherty Law Office, 1026 First Ave South, Great Falls, MT 59403.
Telephone: 406-727-8494.

FBIC v. Bill Quincy, CR-16-040. Ongoing.

The Honorable Robert J. Ironmaker, Sr. is presiding over this case.
Telephone: 406-353-8385.

Joseph Hardgrave, Supervising Attorney / Indian Law Practice Group, Montana Legal Services Association, 616 Helena Avenue, Suite 100, Helena, MT 59601.
Telephone: 406-442-9830 x141.

FBIC v. Brian Bell, CR-16-011, 012, 013, 014 & 015. Settled prior to trial.
FBIC v. Brian Bell, CR16-331, 332 & 333. Settled prior to trial.
FBIC v. Danica Montana, CR-679 & 680. Ongoing.
FBIC v. Joel Black Elk, CR-15-721 & 722. Settled prior to trial.
FBIC v. Thomas Jones, CR-16-145, 146, 147 & 148. Settled prior to trial.

The Honorable Robert J. Ironmaker, Sr. is presiding over or did preside over these cases.
Telephone: 406-353-8385

FBIC v. Remus Walker, CR-16-503, 504 & 505. Ongoing.

The Honorable Nona Longknife is presiding over this case.
Telephone: 406-353-8385

26. Summarize your experience in adversary proceedings before administrative boards or commissions during the last five years.

I appeared on one occasion during a telephone hearing before a Water Master in an effort to resolve issue remarks.

27. If you have published any legal books or articles, other than Law Review articles, list them, giving citations, dates, and topics involved. If you lectured on legal issues at continuing legal education seminars or otherwise, state the topic, date, and group to which you spoke.

I co-presented *An Overview of Strangulation* on December 17, 2015 with Fort Belknap Criminal Investigator Curtis Fox. This presentation was made to Hill County department heads from the County Attorney's Office, Sheriff's Office, and Detention Center and the local domestic violence program directors.

D. PROFESSIONAL AND PUBLIC SERVICE

28. List all bar associations and legal professional societies of which you are a member. Provide the titles and dates of any office that you have held in such groups and committees to which you belong. These activities are limited to matters related to the legal profession. List the dates of your involvement.

I do not belong to any bar associations or legal professional societies.

29. List organizations and clubs, other than bar associations and professional societies, of which you have been a member during the last five years. State the title and date of any office that you have held in each organization. If you held any offices, describe briefly your activities in the organization.

District 4 HRDC, Board Member since 2007. I have not held an office while serving as a board member.

30. Have you ever run for or held public office? If so, provide the details.

I successfully ran for Blaine County Attorney in 2002. In 2006 I unsuccessfully ran for re-election.

31. Explain your philosophy of public involvement and practice of giving your time to community service.

I believe one leads by example and that to improve and sustain our communities we need to provide support and assistance to those who need it most within our communities. My firm belief in supporting and assisting those who need it the most is reflected in my tenure as a board member on the District 4 HRDC Board. I do not believe that community service has to be flashy or bring publicity. A consistent and steady presence supporting community efforts or development speaks for itself.

E. PROFESSIONAL CONDUCT AND ETHICS

32. Have you ever been publicly disciplined for a breach of ethics or unprofessional conduct (including Rule 11 violations) by any court, administrative agency, bar association, or other professional group? If so, provide the details.

No.

33. Have you ever been found guilty of contempt of court or sanctioned by any court for any reason? If so, provide the details.

No.

34. Have you ever been arrested or convicted of a violation of any federal law, state law, or county or municipal law, regulation or ordinance? If so, provide the details. Do not include traffic violations unless they also included a jail sentence.

No.

35. Have you ever been found guilty or liable in any civil or criminal proceedings with conduct alleged to have involved moral turpitude, dishonesty and/or unethical conduct? If so, provide the details.

No.

36. Is there any circumstance or event in your personal or professional life that would, if brought to the attention of the Commission, Governor or Montana Supreme Court, affect adversely your qualifications to serve on the court for which you have applied? If so, provide the details.

Not that I am aware of.

F. BUSINESS AND FINANCIAL INFORMATION

37. Since being admitted to the Bar, have you ever engaged in any occupation, business or profession other than the practice of law? If so, provide the details, including dates.

In July 1998 my husband and I purchased a hobby farm near Chinook where we continue to reside.

38. If you are an officer, director, or otherwise engaged in the management of any business, provide the name of the business, its nature, and the nature of your duties. If appointed as a district court judge, state whether you intend to resign such position immediately upon your appointment.

District 4 HRDC, Board Member. This is a community action program agency. As a board member, I assist with overseeing the management of the agency. Given that District 4 HRDC provides services to portions of the 17th Judicial District, I would be willing to resign from this position if continuing to serve as a board member was deemed a conflict of interest.

39. State whether during the last five years you have received any fees or compensation of any kind, other than for legal services rendered, from any business enterprise or organization. If so, identify the source and the approximate percentage of your total income it constituted over the last five years.

No.

40. Do you have any personal relationships, financial interests, investments or retainers that might conflict with the performance of your judicial duties or that in any manner or for any reason might embarrass you? If so, please explain.

No.

41. If appointed by the Governor, are you prepared to disclose the information required under 2-2-106, MCA (i.e., the name, address and type of your business; any present or past employer from which you currently receive benefits; any business or professional entity or trust in which you hold an interest; any entity in which you are an officer or director; and any real property, other than a personal residence, in which you hold an interest)?

Yes.

42. Have you filed appropriate tax returns as required by federal, state, local and other government authorities? Yes No

If not, please explain.

43. Do you have any liens or claims outstanding against you by the Internal Revenue Service (IRS)?
 Yes No

If yes, please explain.

44. Have you ever been found by the IRS to have willfully failed to disclose properly your income during the last five years? If so, provide the details.

No.

G. WRITING SKILLS

45. In the last five years, explain the extent to which you have researched legal issues and drafted briefs. State if associates or others have generally performed your research and the writing of briefs.
- In the last five years I have done all of my own research and writing. My main focus of research has been in the area of criminal law.
46. If you have engaged in any other types of legal writing in the last five years, such as drafting documents, etc., explain the type and extent of writing that you have done.
- I have drafted lease agreements, livestock purchase agreements, powers of attorney, and similar type documents in the past five years.
47. Attach a writing sample of no more than ten pages that you have written yourself. A portion of a brief or memorandum is acceptable.
- Please see *Response to Motion to Clarify and Counter Motion and Brief for Correction of Clerical Error*, attached.
48. What percentage of your practice for the last five years has involved research and legal writing?
- Approximately 25%
49. Are you competent in the use of Westlaw and/or Lexis?
- I am most familiar with Lexis. I have not used Westlaw for many years. For the last several years I have primarily been using Fast Case for my legal research needs.

H. MISCELLANEOUS

50. Briefly describe your hobbies and other interests and activities.

During the spring and summer months I enjoy gardening and typically have a large vegetable garden each year. During the winter months I enjoy needlework and catching up on my leisure reading.

I also spend a large amount of time supporting the area youth athletic teams and activities. My daughter is actively involved in 4-H and youth sports teams.

51. Describe the jobs that you have held during your lifetime.

During college I worked at Wendy's and a Hallmark store in Moorhead, Minnesota. Following the completion of my undergraduate degree, I worked in Chicago for an investment company as a cash disbursement clerk and then for an accounting firm in a Chicago suburb.

52. Identify the nature and extent of any pro bono work that you have personally performed during the last five years.

In the last five years I have provided a variety of pro bono work including assisting with family law matters, mineral rights, termination of conservatorship, drafting guardianship documents, and breach of contract disputes. Pro bono work is necessary to ensure that all people in our communities have access to legal advice.

53. In the space provided, explain how and why any event or person has influenced the way that you view our system of justice.

How a person views our system of justice cannot be limited to any one person or event. Our system of justice is fluid by design. This allows our system of justice to adapt to the ever changing needs and viewpoints of society and the constant changes and advances in technology and science. Just as our system of justice is fluid, the way I view our system of justice is fluid and changes as I gain experience and explore different viewpoints.

For example, as a prosecutor of crimes of domestic violence, I understood the immediate impact of the crime, physical or mental injury, and the lengthy process necessary for a criminal prosecution to be completed. What I did not fully understand, although I was aware of it, was the full impact the justice system has on an already weakened victim of domestic violence. Frequently, a victim of domestic violence is the primary witness for the prosecution and simultaneously seeking a dissolution or parenting plan in civil court, all the while trying to maintain a home and seek or maintain employment. The justice system in a situation such as this is not user friendly. I did not truly understand how overwhelming the justice system could be in such a situation until I worked as a Staff Attorney in the Domestic Violence Unit while employed by Montana Legal Services. While working directly with domestic violence victims who were navigating the justice system, I became acutely aware of the obstacles a person, often times with lesser means and access to assistance, faces within the justice system.

54. In the space provided, explain the qualities that you believe to be most important in a good district court judge.

A good district judge must be a person of character and integrity who has the ability to bring impartiality to the court. In order to be impartial, a district judge must be willing to listen to all sides of the matter before the court, sort out the facts, and apply the law to the facts. A district judge should not bring his or her own biases into the court or impose them on the parties before the court.

A district judge should lend credibility and respect to the court. In this regard, a district judge must conduct his or her court in a professional manner and with proper decorum. Additionally, a district judge must conduct his or her personal life in a manner that does not bring shame or ridicule to the court.

I also believe a good district judge is organized and respectfully of the parties appearing before the judge. A good district judge should review any motions and briefs filed by the parties prior to a

hearing on a motion and should have a working understanding of the issue before the court. It is very discouraging to all involved when a district judge does not appear to be aware of the issues before the court or of the general law surrounding the issue in dispute.

55. In the space provided, explain how a court should reach the appropriate balance between establishment of a body of precedent and necessary flexibility in the law.

The citizens of the State of Montana deserve to be able to rely on the law when making decisions regarding their lives and affairs. Thus, it is of the utmost importance that precedent is not lightly set aside and the law changed on whim. However, given the ever evolving nature of our society and technology, precedent has to be set aside at times to allow for the advancement of our society and ultimately impartial justice. A court must look at the case before it, apply statutory law and precedent, and render a just decision consistent with the law. The adherence to precedent should not be so rigid that the best interests of the citizens of Montana are neglected or thwarted.

56. In the space provided, state the reasons why you are seeking office as a district court judge.

I am seeking office as a district court judge because it is a natural progression of my career which has largely been dedicated to public service. I have had the opportunity to appear before some very good district judges in the State of Montana and have observed the positive impact a quality district judge can have on a community. I believe I can provide quality judicial services and continue the tradition of positive judicial impact in the 17th Judicial District.

57. What items or events in your career have distinguished you or of which you are most proud?

I am most proud of my commitment to public service throughout my career. Since first interning at the Missoula City Attorney's Office during law school, I have been dedicated to assisting victims of domestic violence and violent crime, either through the prosecution of offenders or assisting victims with their civil legal needs. I have been fortunate to hold positions throughout my career in which I have been able to assist victims. These positions have allowed me to gain experience in several areas of law while providing public service to my community.

58. Provide any pertinent information reflecting positively or adversely on you that you believe should be disclosed to the Judicial Nomination Commission.

I am not aware of any adverse information that should be disclosed. The positive information has been provided previously in this application.

59. Is there any comment that you would like to make that might differentiate you from other applicants or that is unique to you that would make you the best district court judge applicant?

I think my varied practice in State, Tribal and Federal court is a unique combination of practice experience that would greatly assist me in the position of district court judge. I also have extensive experience working with pro se litigants which would be very useful to a district court judge as the number of pro se litigants has increased in the past several years.

CERTIFICATE OF APPLICANT

I understand that the submission of this application expresses my willingness to accept appointment as District Court Judge for the 17th Judicial District, if tendered by the Governor, and further, my willingness to abide by the rules of the Judicial Nomination Commission with respect to my application and the Montana Code of Judicial Conduct, if appointed.

August 30, 2016
(Date)

Sproune Laid
(Signature of Applicant)

A signed original **and** an electronic copy of your application and writing sample must be submitted by
5:00 p.m. on September 1, 2016.

Mail the signed original to:

**Office of Court Administrator
c/o Lois Menzies
P.O. Box 203005
Helena, MT 59620-3005**

Send the electronic copy to: mtsupremecourt@mt.gov

1 Yvonne Laird
2 Montana Legal Services Association
3 2229 5th Avenue
4 Havre, Montana 59501
5 Telephone: 406-265-4731

6 Attorney for the Respondent

7
8 **MONTANA TENTH JUDICIAL DISTRICT COURT, FERGUS COUNTY**

9 **IN RE THE MARRIAGE OF**

10 **THOMAS F. TOOMEY, III,**

11 **Petitioner,**

12 **and**

13 **KAISSIA L. M. LENZ,**

14 **Respondent.**

15 **Cause No. DR-2005-134**

16 **Response to Motion to Clarify and
17 Counter Motion and Brief for Correction
18 of Clerical Error**

19 COMES NOW the respondent, Kaissia L. M. Lenz, by and through her attorney of record,
20 Yvonne Laird, and objects to the Petitioner's Motion to Clarify and request for a hearing on the
21 Motion to Clarify and moves the Court, pursuant to Rule 60 (a), M.R.Civ.P., to correct a clerical
22 error within the Modified Stipulated Parenting Plan entered in this matter.

23 **BRIEF**

24 **Factual Background**

25 On March 6, 2008, the Court approved a Stipulated Final Parenting Plan that had been
26 reached by the parties. Following the entry of the Stipulated Final Parenting Plan the Petitioner
27 filed a Motion for Regular Parenting Plan dated June 4, 2008. Subsequently, the parties reached
28 an agreement to modify the Stipulated Final Parenting Plan and the Modified Stipulated Final
Parenting Plan was approved by the Court on June 26, 2008.

1 When the Stipulated Final Parenting Plan was reduced to writing, the parties
2 inadvertently included a holiday schedule that would result in the same parent having parenting
3 time on the three major holidays, Thanksgiving, Christmas, and Easter/Spring break, in a
4 particular calendar year. The Petitioner would have parenting time on the three major holidays in
5 even years and the Respondent would have parenting time on the three major holidays in odd
6 years. Under this schedule the three major holidays did not alternate within the school year
7 either. The parent having Thanksgiving during a particular school year would also have
8 Christmas during that school year.

9 When the parties were discussing modification of the Stipulated Final Parenting Plan, it
10 was agreed that the holiday schedule would be corrected. Thus it was agreed that the
11 Thanksgiving holiday schedule would be modified to reflect that the Respondent would have
12 parenting time on Thanksgiving in even years and the Petitioner would have parenting time over
13 Thanksgiving in odd years. As a result the three major holidays would alternate within the
14 calendar and school years, as well as on a yearly basis. The necessary changes were made on the
15 holiday grid on page 4 of the Modified Stipulated Final Parenting Plan but, due to a clerical error,
16 the necessary changes were not made in the second paragraph of page 5 of the Modified
17 Stipulated Final Parenting Plan which expands on the Thanksgiving Holiday exchange schedule.
18 As a result, the second paragraph on page 5 of the Modified Stipulated Final Parenting Plan still
19 reads that the Petitioner (father) will pick the child up on the Wednesday before Thanksgiving
20 and the Respondent (mother) will pick the child up on the Sunday following Thanksgiving in
21 even years. This creates a conflict between the two sections of the Modified Stipulated Parenting
22 Plan that address the Thanksgiving holiday.

23 **Argument**

24 **I. Response to Motion to Clarify**

25 The Respondent, respectfully objects to the Petitioner's Motion to Clarify and request for
26 a hearing. The Petitioner has failed to cite any authority that would allow for the Court to issue
27

1 an order clarifying the Modified Stipulated Parenting Plan. Furthermore, a hearing on the matter
2 is not required as it is simply a clerical error that the Court can correct at any time, without
3 hearing, as allowed by Rule 60 (a), M.R.Civ.P. There has been no factual assertion that the
4 holiday schedule is erroneous or requires adjustment other than the correction of a clerical error
5 as set forth below.

6 II. Counter Motion to Correct Clerical Error

7 The Respondent, respectfully moves the Court pursuant to Rule 60 (a), M.R.Civ.P., to
8 correct a clerical error within the Modified Stipulated Parenting Plan entered in this matter. Rule
9 60 (a), M.R.Civ.P. allows:

10 "Clerical mistakes in judgments, orders or other parts of the record, and in pleadings, and
11 errors therein arising from oversight or omission may be corrected by the court at any
12 time of its on initiative or on the motion of any party and after such notice, if any, as the
13 court orders."

14 The use of Rule 60 (a) is limited to the correction of those errors which do not alter the
15 substantive rights of the parties and which, without correction, misrepresent the Court's
16 intention. It is not to be used to set aside a judgment actually rendered nor change what was
17 originally intended. *In re the Marriage of Schoenthal*, 2005 MT 24, ¶ 19, citing, *Thomas v*
18 *Thomas* (1980), 189 Mont. 547, 550, 617 P.2d 133, 135, *Muri v. Frank*, 2001 MT 29, ¶ 12, 304
19 Mont. 171, ¶ 12, 18 P.3d 10022, ¶ 12, and *State v. Owens* (1988), 230 Mont. 135, 138, 748 P.2d
20 473, 474, 122 P. 561.

21 The contradiction that currently exists within the Modified Stipulated Final Parenting
22 Plan is a clerical error that does not alter the substantive rights of the parties and certainly it was
23 not the intent of the parties or the Court to implement a parenting plan that is internally
24 conflicted. It is clear when the holiday schedule is reviewed in its entirety that a clerical error
25 was made regarding the Thanksgiving holiday. The intent of the parties to have the major
26 holidays alternate within the calendar and school years and by year is clear when the schedule is
27 reviewed as a whole. However, whether the Court opts, to correct the Modified Stipulated Final
28 Parenting Plan by changing the language on page 4 or on page 5 of the Modified Stipulated Final

1 Parenting Plan, the substantive rights of the parties will not be affected. The holidays will
2 alternate between the parties in either instance on a yearly basis.

3 It is the Respondent's position that paragraph two on page 5 of the Modified Stipulated
4 Final Parenting Plan should be corrected to reflect that the Petitioner should have parenting time
5 on Thanksgiving in odd years. This is what the parties agreed upon in June 2008 and is the
6 easiest way to provide for the three major holidays to alternate within the calendar and school
7 years and by year. The Court should be advised however that it is the Petitioner's position that
8 the he should have parenting time on Thanksgiving in even years.

9 The Respondent is not requesting a hearing on this motion as it is a simply a correction of
10 a clerical error in a previous order of the Court and as such does not require the Court to consider
11 testimony, evidence, or argument from counsel.

12 DATED this 19th day of November, 2008.

13 MONTANA LEGAL SERVICES ASSOCIATION

14
15 By: 
16 Yvonne Laird
Attorneys for the Respondent

17 **CERTIFICATE OF SERVICE**

18 I, Yvonne Laird, hereby certify that on the 19th day of November, 2008, I served a true
19 and correct copy of the foregoing upon the Petitioner by [x] mailing the same through the U.S.
20 Mail, first class postage prepaid thereon, [x] fax, or [] hand delivery, and addressed as
21 follows:

22 Craig R. Buehler
23 Attorney at Law
505 W. Main Street, Suite 210
Lewistown, MT 59457
24 FAX: 406-538-2466

Phyllis D. Smith
Clerk of District Court
P.O. Box 1074
Lewistown, Montana 59457-1074
FAX: 406-535-6076

25
26 
27 Yvonne Laird