

FILED

SEP 08 2021

ANGIE SPARKS, Clerk District Court
By *[Signature]* Deputy Clerk

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INDEXED

MONTANA FIRST JUDICIAL DISTRICT COURT
LEWIS AND CLARK COUNTY

<p>FORWARD MONTANA; LEO GALLAGHER; MONTANA ASSOCIATION OF CRIMINAL DEFENSE LAWYERS; GARY ZADICK,</p> <p style="text-align: right;">Plaintiffs,</p> <p style="text-align: center;">vs.</p> <p>THE STATE OF MONTANA, by and through GREG GIANFORTE, Governor,</p> <p style="text-align: right;">Defendant.</p>	<p>Cause No. BDV-2021-611</p> <p>Hon. Michael F. McMahon <i>(email)</i></p> <p>DEFENDANTS' ERRATA MOTION TO STAY PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT - Mont. R. Civ. P. 56(f)</p>
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Defendants State of Montana and Governor Gianforte, through their undersigned counsel, move for an order staying proceedings relating to Plaintiffs' Motion for Summary Judgment and related pleadings (Ct. Docs. 35 – 39) until such time as this Court can consider and decide the Defendants' fully briefed Motion to

DEFENDANTS' ERRATA MOTION TO STAY PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT – 1

Dismiss (Ct. Docs. 31-32) and, alternatively, to allow discovery into the facts of the Plaintiffs, their claims, injuries and other relevant information before the Defendants are required to respond to that summary judgment motion.

This Motion is made pursuant to Mont. R. Civ. P. 56(f) and is based upon the Brief and the Affidavit of Patrick M. Risken in support filed herewith, and the remainder of the records and files herein.

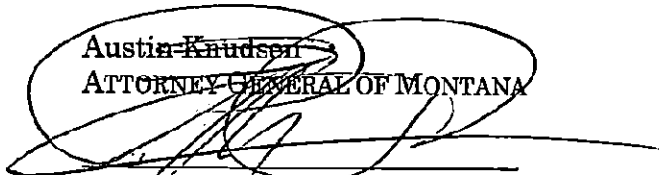
This Motion was filed because the Plaintiffs moved for Summary Judgment before the Defendants pursued discovery. The undersigned has since been advised that the Plaintiffs do not consent to this Motion. Therefore, this *Errata* Motion is submitted advising the Court that the Plaintiffs do not consent to this Motion.

DATED this 8th day of September, 2021.

Greg Gianforte
GOVERNOR OF MONTANA

/s/ Anita Milanovich
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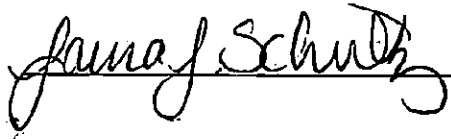
CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of the foregoing document by email to the following addresses:

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Date: September 8, 2021

A handwritten signature in cursive script, appearing to read "Jana J. Schults", written over a horizontal line.