

RYLEE SOMMERS-FLANAGAN

Upper Seven Law

P.O. Box 31

Helena, MT 59624

Phone: (406) 396-3373

Email: rylee@uppersevenlaw.com

RYAN AIKIN

Aikin Law Office, PLLC

P.O. Box 7277

Missoula, MT 59807

Phone: (406) 840-4080

Email: ryan@aikinlawoffice.com

Attorneys for Plaintiffs

**MONTANA THIRTEENTH JUDICIAL DISTRICT COURT,
YELLOWSTONE COUNTY**

Montana Democratic Party, Mitch Bohn,

Plaintiffs,

Western Native Voice, Montana Native
Vote, Blackfeet Nation, Confederated
Salish and Kootenai Tribes, Fort Belknap
Indian Community, and Northern
Cheyenne Tribe,

Plaintiffs,

Montana Youth Action; Forward
Montana Foundation; and Montana
Public Interest Research Group,

Plaintiffs,

vs.

CHRISTI JACOBSEN, in her official
capacity as Montana Secretary of State,

Defendant.

Cause No. DV 21-0451

Hon. Michael Moses

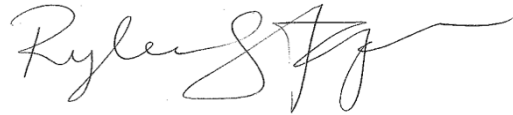
**YOUTH PLAINTIFFS'
CROSS MOTION
FOR SUMMARY JUDGMENT**

Plaintiffs Montana Youth Action, Forward Montana Foundation, and Montana
Public Interest Research Group (“Youth Plaintiffs”), pursuant to Mont. R. Civ. P. 56,

move for summary judgment on Counts Three (Violation of the Right of Suffrage), Four (Violation of the Prohibition Against Age Discrimination), and Five (Violation of the Right of Equal Protection Under Law) of their Complaint, which set forth how HB506 violates the Montana Constitution in three separate ways.

The motion is supported by Youth Plaintiffs' Brief in Opposition to Defendant's Motion for Summary Judgment and in Support of Youth Plaintiffs' Cross Motion for Summary Judgment, filed concurrently. Counsel for Youth Plaintiffs have contacted opposing counsel, who confirmed that Defendant Secretary of State Christi Jacobsen opposes this motion.

Respectfully submitted this 5th day of April, 2022.



Rylee Sommers-Flanagan
Upper Seven Law

Ryan Aikin
Aikin Law Office, PLLC

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the above was duly served upon the following on the 5th day of April, 2022, by email.

David M.S. Dewhirst
Office of the Attorney General
Justice Building, Third Floor
215 North Sanders Street
P.O. Box 201401
Helena, MT 59620-1401
david.Dewhirst@mt.gov

Austin Marcus James
Office of the Secretary of State
Montana Capitol Building, Room 260
P.O. Box 202801
Helena, MT 59620-2801
austin.james@mt.gov

Dale Schowengerdt
Ian McIntosh
Crowley Fleck, PLLP
900 North Last Chance Gulch, Suite 200
Helena, MT 59601
P.O. Box 797
Helena, MT 59624-0797
DSchowengerdt@crowleyfleck.com
incintosh@crowleyfleck.com

/s/ Rylee Sommers-Flanagan
Upper Seven Law

CERTIFICATE OF SERVICE

I, Rylee Sommers-Flanagan, hereby certify that I have served true and accurate copies of the foregoing Motion - Motion for Summary Judgment (Non Government) to the following on 04-05-2022:

Alexander H. Rate (Attorney)
713 Loch Leven Drive
Livingston MT 59047
Representing: Western Native Voice
Service Method: eService

Ian McIntosh (Attorney)
1915 S. 19th Ave
P.O. Box 10969
Bozeman MT 59719
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

John Mark Semmens (Attorney)
900 N. Last Chance Gulch
Suite 200
Helena MT 59601
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

Dale Schowengerdt (Attorney)
900 N. Last Chance Gulch
Suite 200
Helena MT 59624
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

David Francis Knobel (Attorney)
490 N. 31st St., Ste 500
Billings MT 59101
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

E. Lars Phillips (Attorney)
1915 S. 19th Ave

Bozeman MT 59718
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

Leonard Hudson Smith (Attorney)
P.O. Box 2529
Billings MT 59103
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

William McIntosh Morris (Attorney)
1915 S. 19th Ave.
P.O. Box 10969
Bozeman MT 59719
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

David M.S. Dewhirst (Govt Attorney)
215 N Sanders
Helena MT 59601
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

Austin Markus James (Attorney)
1301 E 6th Ave
Helena MT 59601
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

Clayton H. Gregersen (Attorney)
P.O. Box 2529
Billings MT 59101
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: eService

Ryan Ward Aikin (Attorney)
1018 Hawthorne St.
Missoula MT 59802
Representing: Forward Montana Foundation, Montana Youth Action
Service Method: eService

Jonathan Patrick Hawley (Attorney)
1700 Seventh Avenue
Suite 2100
Seattle WA 98101
Representing: Mitch Bohn, Montana Democratic Party
Service Method: eService

John C. Heenan (Attorney)

1631 Zimmerman Trail, Suite 1
Billings MT 59102
Representing: Mitch Bohn, Montana Democratic Party
Service Method: eService

Matthew Prairie Gordon (Attorney)
1201 Third Ave
Seattle WA 98101
Representing: Mitch Bohn, Montana Democratic Party
Service Method: eService

Peter M. Meloy (Attorney)
2601 E. Broadway
2601 E. Broadway, P.O. Box 1241
Helena MT 59624
Representing: Mitch Bohn, Montana Democratic Party
Service Method: eService

Confederated Salish And Kootenai Tribes (Plaintiff)
Service Method: Email

Blackfeet Nation (Plaintiff)
Service Method: Email

Fort Belknap Indian Community (Plaintiff)
Service Method: Email

Northern Cheyenne Tribe (Plaintiff)
P.O. Box 128
Lame Deer 59043
Service Method: Email

Jonathan Topa (Attorney)
125 Broad Street 18th Floor
New York 10004
Representing: Western Native Voice
Service Method: Email

Kathleen Lynn Smithgall (Attorney)
P.O. Box 201401
Helena 59620
Representing: Jacobsen, Christi As Secretary Of State Of Mt
Service Method: Email

Henry James Brewster (Attorney)
10 G Street NE, Ste 600
Washington 20002
Representing: Mitch Bohn, Montana Democratic Party
Service Method: Email

Electronically Signed By: Rylee Sommers-Flanagan
Dated: 04-05-2022