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OFFICE CLERK OF DISTRICT COURT  
VALLEY COUNTY  
FILED

SEP 30 2024

SHELLEY BRYAN

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*Pro hac vice* pending

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MONTANA SEVENTEENTH JUDICIAL DISTRICT COURT  
COUNTY OF VALLEY

SARIAH RED EAGLE, TERRY THOMPSON,  
JOSEPH DOLEZILEK, ANGIE TOCE, DELANE  
BLOUNT and BRANDI LONG-WHITE,

Plaintiffs,

v.

CHRISTI JACOBSEN, in her official capacity as  
Montana Secretary of State, ROOSEVELT  
COUNTY, GARY MCDONALD, in his official  
capacity as ROOSEVELT COUNTY  
COMMISSIONER, ROBERT TOAVS in his official  
capacity as ROOSEVELT COUNTY  
COMMISSIONER, GORDON OELKERS, in his  
official capacity as ROOSEVELT COUNTY  
COMMISSIONER, TRACY MIRANDA, in her  
official capacity as ROOSEVELT COUNTY CLERK  
AND RECORDER, VALLEY COUNTY, MARK  
ARMSTRONG, in his official capacity as VALLEY  
COUNTY COMMISSIONER, PAUL TWETON, in  
his official capacity as VALLEY COUNTY  
COMMISSIONER, JOHN FAHLGREN, in his  
official capacity as VALLEY COUNTY

Consolidated Case No. DV-2024-101

Hon. Laird

**PLAINTIFF'S MOTION FOR  
TEMPORARY RESTRAINING ORDER  
AND PRELIMINARY INJUNCTION AND  
MOTION TO SHOW CAUSE HEARING**

COMMISSIONER, and MARIE PIPPEN, in her  
official capacity as VALLEY COUNTY CLERK  
AND RECORDER.

Respondents.

Plaintiffs, Sariah Red Eagle, Terry Thompson, Joseph Dolezilek, Angie Toce, Delane Blunt, and Brandi Long-White, enrolled members of Fort Peck Assiniboine and Sioux Tribes (“Plaintiffs”), by and through their undersigned counsel, Plaintiffs apply for a Temporary Restraining Order pursuant to §27-19-314,, and move preliminary injunction pursuant to § 27-19-301, MCA, Mont. Uniform D. Ct. Rule 2, and L.R. 5,, and writ of mandamus requiring the Respondents to:

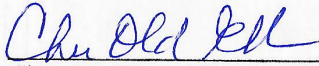
1. Establish a satellite office in Frazer, Montana and Poplar, Montana that is open the same hours for in-person voter registration as the Valley and Roosevelt County Courthouses on September 23-30, 2024; October 1-4, 2024 and October 7, 2024; and
2. Establish a satellite office at Frazer, Montana and Poplar, Montana that is open the same hours for late registration and in-person absentee ballot voting as the Valley and Roosevelt County Courthouses on October 8 through November 4, 2024.
3. As detailed in Plaintiffs’ brief in support, verified complaint and supporting declarations Plaintiffs are likely to succeed on the merits of their claims that the failure to provide an assessment and the establishment of the satellite office in Frazer and Poplar that is open for the same hours for in-person voter registration, late registration, and in-person absentee ballot voting in a manner of equality violates their constitutional rights. Moreover, failure to provide the requested relief during the pendency of this litigation will cause irreparable injury for Plaintiffs by burdening their fundamental rights, and both

the balance of the equities and the public interest favor maintaining the status quo and vindicating Plaintiffs' fundamental constitutional rights.

4. For the reasons set forth in Plaintiffs' brief in support, verified complaint, and supporting declarations, the Plaintiff's request the Court to immediately issue an Ex Parte temporary restraining order and set a Show Cause hearing on Plaintiffs' motion for a preliminary injunction and request for a writ of mandamus—mandating the Counties follow Secretary of State Directives and set up satellite offices and adhere to the protections guaranteed by the Montana Constitution.
5. On September 30, 2024, undersigned counsel contacted Defendants and provided notice of the filing of the Complaint, Motion for Pro Hac Vice Appearance, and Motion for a Temporary Restraining Order and Preliminary Injunction is being requested from the Court. Notice included emailing the filings in this matter to: Thane Johnson at [thane.johnson@mt.gov](mailto:thane.johnson@mt.gov), Alwyn Kensing at [alwyn.lansing@mt.gov](mailto:alwyn.lansing@mt.gov), Michael D. Russell at [michael.russell@mt.gov](mailto:michael.russell@mt.gov), Michael Noonan at [michael.noonan@mt.gov](mailto:michael.noonan@mt.gov), Emily Jones at [emily@joneslawmt.com](mailto:emily@joneslawmt.com), Dylan Jensen at [djensen@valleycountymt.gov](mailto:djensen@valleycountymt.gov); Theresa Diekhans at [tdiekhans@rooseveltcountry.org](mailto:tdiekhans@rooseveltcountry.org) and Attorney General Austin Knudsen at [contactdoj@mt.gov](mailto:contactdoj@mt.gov) and [austin.knudsen@yahoo.com](mailto:austin.knudsen@yahoo.com).
6. Plaintiffs concurrently file their memorandum in support of this motion for a Temporary Restraining Order and preliminary injunction with supporting affidavits and exhibits. Undersigned counsel provided notice of this application to Defendants, on September 30, 2024, and duly served this application by email and Personal Service will be forthcoming today post-filing. See Attached Notice Letter to Legal Counsel.

DATED THIS 30th day of September, 2024.

Respectfully Submitted,



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