

RESOLUTION 2023-7.

**A RESOLUTION APPOINTING A SPECIAL DEPUTY COUNTY ATTORNEY
UNDER MONT. CODE ANN. § 2-15-501(6).**

Whereas the Petroleum County Attorney has requested prosecutorial assistance in the case of the investigation and possible prosecution of suspected elder neglect, Petroleum County Sheriff's Office Case PC2300004;

Whereas Mont. Code Ann. § 2-15-501(6) authorizes the Attorney General to provide assistance to county attorneys in the discharge of his or her duties;

Whereas the Attorney General has created an Elder Justice Prosecutor whose duties include working with local, state, and federal law enforcement and prosecutors to review cases, investigate, and, as appropriate, prosecute crimes involving adult maltreatment including abuse, neglect, and financial exploitation of adults over the age of 60 and other disabled or otherwise vulnerable adults;

Whereas the Elder Justice Prosecutor, Michael L. Fanning, is a duly appointed Assistant Attorney General under Mont. Code Ann. § 2-15-502, licensed to practice law in the State of Montana, and who is in good standing with the State Bar of Montana; and

Whereas it is desired and deemed appropriate that a special deputy county attorney be appointed to assist in the investigation and possible prosecution of the aforementioned case,

THEREFORE, IT IS RESOLVED: That Assistant Attorney General Michael L. Fanning is appointed as a special deputy county attorney for Petroleum County for the purpose of assisting the County Attorney in the investigation and possible prosecution of the aforementioned case.

IT IS FURTHER RESOLVED: That Elder Justice Prosecutor will charge no legal fees for attorney time provided for under this appointment. Investigation expenses, witness fees and expenses, expert witness fees, jury costs, and other normal costs associated with trial will remain the County's responsibility as would normally be the case if prosecution were being handled solely by the Petroleum County Attorney. Should the case be charged and/or tried, the Elder Justice Prosecutor and the County will arrange separately to pay the Elder Justice Prosecutor's reasonable travel, meals, lodging, and other incidental expenses.


Dated this 20 day of March 2023.

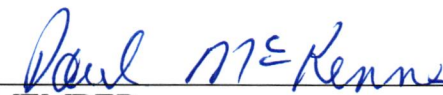
ATTEST:


CLERK AND RECORDER




CHAIR


MEMBER


MEMBER