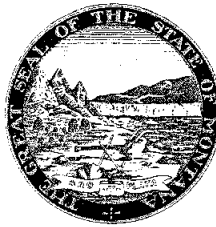


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E-mail Clerk of Court at:  
[pkessner@mt.gov](mailto:pkessner@mt.gov)

Court Web Site:  
<http://wcc.dli.mt.gov>

## Workers' Compensation Court

Mike McCarter  
Judge

April 11, 2005

**FILED**

APR 11 2005

Mr. Rex Palmer  
Attorneys Inc., P.C.  
301 W. Spruce  
Missoula, MT 59802

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

Re: Robert Flynn v. Montana State Fund/Liberty NW Ins. Corp.  
WCC No. 2000-0222

Dear Mr. Palmer:

After our common fund conference on April 1, 2005, I talked briefly to Professor David Patterson and asked if off-the-top of his head he saw any ethical problems with you representing *Flynn* claimants regarding other workers' compensation issues where the claimants contact you and request representation and are otherwise unrepresented. He could not immediately identify an ethical problem, however, I did not ask him to look into the issue in depth. As I indicated, I do not see a problem, nor did the other attorneys, including insurer attorneys, attending the conference. Ultimately, however, you are responsible for making the decision, so if you have ethical concerns you may want to undertake your own research or ask for a formal ethics opinion.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike McCarter".

Mike McCarter  
Judge

MM:pjk  
c: Mr. Bradley J. Luck  
Mr. Thomas E. Martello  
Mr. Larry W. Jones