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Workers' Compensation Court

MIKE McCARTER
JUDGE

December 7, 2000

FILED

DEC 7 2000

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

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

Ms. Ann E. Clark
Special Assistant Attorney General
State Compensation Insurance Fund
P.O. Box 4759
Helena, MT 59604-4759

Re: Robert Flynn v. State Compensation Insurance Fund
WCC No. 2000-0222

Dear Rex and Ann:

State Fund's Response to the PETITION FOR HEARING in the above case suggests that the issues raised are purely legal and that the matter could be submitted on briefs without trial. From our review of the pleadings, it does appear that the issues raised involve statutory interpretation without disputed facts. Judge McCarter asked that I contact you both to determine if the matter could be submitted on an agreed statement of facts and a briefing schedule set. Would you please confer and let me know? Rex, if you see factual issues that require trial, would you please identify those for me?

Thanks very much.

Sincerely,

A handwritten signature in cursive script, appearing to read "JD".

Jay Dufrechou
Hearing Examiner

JD