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General Security National Insurance Company
Penn Star Insurance Company
Fairfield Insurance Company
General Reinsurance Corp.
Genesis Insurance Company
North Star Reinsurance Corp.
XL Insurance America, Inc.
XL Insurance Company of New York
XL Reinsurance America
XL Specialty Insurance Company
Greenwich Insurance Company
American Guarantee & Liability Insurance Company
American Zurich Insurance Company
Assurance Company of America
Colonial American Casualty & Surety
Fidelity & Deposit Company of Maryland
Maryland Casualty Company
Northern Insurance Company of New York
Valiant Insurance Company
Zurich American Insurance Company
Zurich American Insurance Company of Illinois

FILED

FEB 24 2006

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANADOCKET ITEM NO. 477

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ROBERT FLYNN and CARL MILLER,
Individually and on Behalf of Others
Similarly Situated,

Petitioners,

vs.

MONTANA STATE FUND,

Respondent/Insurer,

and

LIBERTY NORTHWEST INSURANCE
CORPORATION,

Intervenor.

WCC No. 2000-0222

MOTION TO EXTEND DEADLINE
FOR FILING SIMULTANEOUS
ANSWER BRIEF

COMES NOW the above listed respondents (Moving Respondents) and move this court for an extension of the deadline to file a simultaneous answer brief on the issue of "settled," "final," "closed" or "inactive" claims. This motion is supported by the following brief. Counsel for Petitioner has been contacted and does not oppose this motion provided that any extension granted be applicable to all parties.

BRIEF

On January 3, 2006, this Court issued its *Amended Order Setting Briefing Schedule* which established February 27, 2006, as the deadline for parties to file simultaneous answer briefs on the issue of "settled," "final," "closed" or "inactive" claims. Counsel for the Moving Respondents will have completed that answer brief by the current deadline. However, counsel represents a large number of Respondents in this action who must be consulted with respect to the arguments presented in that brief. While counsel does not anticipate significant revisions to the completed answer brief, it is quite time consuming to contact all Respondents to obtain their input and concerns. It is unlikely that counsel can effect such contact by February 27, 2006.

WHEREFORE, the Moving Respondents respectfully request this Court to issue an order continuing the deadline for filing simultaneous answer briefs regarding the issue of "settled," "final," "closed" or "inactive" claims until March 3, 2006.

Dated this 24th day of February, 2006.

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American Alternative Insurance Corp.
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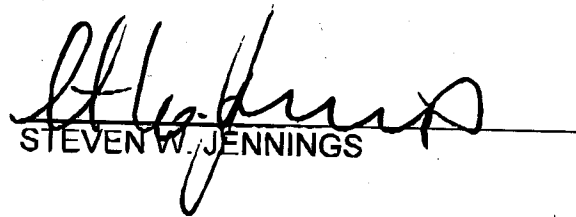
By: 

STEVEN W. JENNINGS

CERTIFICATE OF SERVICE

I, STEVEN W. JENNINGS, one of the attorneys for the law firm of Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the 24th day of February, 2006, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Mr. Rex Palmer
Attorneys Inc., PC
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STEVEN W. JENNINGS