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**IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA**

**WCC No. 2000-0222**

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

Petitioners,

v.

MONTANA STATE FUND,

Respondent/Insurer,

and

LIBERTY NORTHWEST INSURANCE CORPORATION,

Intervenor.

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**RESPONDENT TECK COMINCO AMERICAN INCORPORATED'S JOINDER IN  
STATE FUND'S ANSWER BRIEF ON RETROACTIVITY ISSUES**

Respondent Teck Cominco American Inc. herein joins in the State Fund's Answer Brief responding to retroactive application of Petitioners' Notice of Attorney Fees Lien in instances of "final, closed, or inactive" files. The State Fund's Answer is comprehensive and Teck Cominco does not have additional substantive arguments above and beyond those presented therein.

Dated and submitted this 2<sup>nd</sup> day of March, 2006.

GOUGH, SHANAHAN, JOHNSON & WATERMAN



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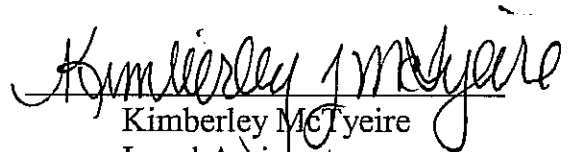
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Attorneys to Teck Cominco American, Inc.

## CERTIFICATE OF SERVICE

I hereby certify that on the 2<sup>nd</sup> day of March 2006, a true and correct copy of the foregoing *Brief Joining with the State Fund's Answer* was electronically filed with the court and mailed via U.S. Post to the following:

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