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FILED

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OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

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AIU INSURANCE COMPANY
AMERICAN INTERNATIONAL PACIFIC INSURANCE COMPANY
AMERICAN HOME ASSURANCE COMPANY
BITUMINOUS INSURANCE COMPANIES
BITUMINOUS FIRE & MARINE INSURANCE CO.
BITUMINOUS CASUALTY CORP.
BIRMINGHAM FIRE INSURANCE COMPANY
COMMERCE & INDUSTRY INSURANCE COMPANY
GRANTIE STATE INSURANCE COMPANY
INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA
NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA
NEW HAMPSHIRE INSURANCE COMPANY
AIG NATIONAL INSURANCE CO.
AMERICAN INTERNATIONAL SPECIALTY LINES INSURANCE
AMERICAN INTERNATIONAL INSURANCE CO.
ILLINOIS NATIONAL INSURANCE CO.
AMERICAN GENERAL CORP.
FEDERAL EXPRESS CORPORATION
FED EX GROUND PACKAGE SYSTEM, INC.
FM GLOBAL
AFFILIATED FM INSURANCE COMPANY
FACTORY MUTUAL INSURANCE COMPANY
GRAIN DEALERS MUTUAL INSURANCE COMPANY
GREAT AMERICAN INSURANCE GROUP
GREAT AMERICAN ASSURANCE CO.
GREAT AMERICAN ALLIANCE INSURANCE CO.
GREAT AMERICAN SPIRIT INSURANCE COMPANY
REPUBLIC INDEMNITY
HARTFORD FINANCIAL SERVICES GROUP, INC.
HARTFORD ACCIDENT & INDEMNITY CO.
HARTFORD CASUALTY INSURANCE CO.
HARTFORD FIRE INSURANCE CO.
HARTFORD INSURANCE CO. OF THE MIDWEST
HARTFORD UNDERWRITERS INSURANCE CO.
PROPERTY & CASUALTY INSURANCE CO. OF HARTFORD
SENTINEL INSURANCE COMPANY LTD.
TWIN CITY FIRE INSURANCE CO.
TRUMBULL INSURANCE CO.
L.H.C., INC.
MICHIGAN MILLERS MUTUAL INSURANCE COMPANY
MILLERS FIRST INSURANCE GROUP
PETROLEUM CASUALTY COMPANY
SENTRY INSURANCE MUTUAL COMPANY
SENTRY SELECT INSURANCE COMPANY
DAIRYLAND INSURANCE COMPANY

DOCKET ITEM NO. 548

MIDDLESEX INSURANCE COMPANY
PPG INDUSTRIES, INC.
CONNIE LEE INSURANCE COMPANY
UNIVERSAL UNDERWRITERS GROUP

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

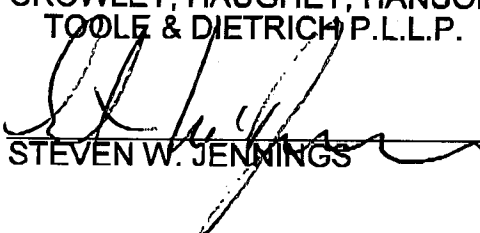
NOTICE OF APPEAL

Notice is hereby given that the above named Insurers hereby appeals to the Supreme Court of the State of Montana from the Montana Workers' Compensation Court's Order Determining Status of Final, Settled, Closed and Inactive Claims, which was filed in this matter on September 29, 2006, and certified as final for purposes of appeal.

Pursuant to Rule 4(c)(1), Mont. R. App. P., the above named Insurers certify that this appeal is subject to the mediation process as required by Rule 54, Mont. R. App. P.

Dated this 27th day of October 2006.

CROWLEY, HAUGHEY, HANSON,
TOOLE & DIETRICH P.L.L.P.

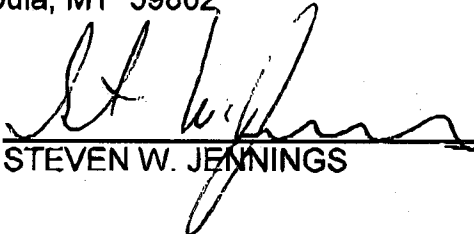

STEVEN W. JENNINGS

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served upon the following counsel of record, by the means designated below, this 27th day of October 2006:

- U.S. Mail
- FedEx
- Hand-Delivery
- Facsimile
- Email

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Date: October 27, 2006

FAX CORRESPONDENCE:

TO: Workers' Compensation Court
FAX #: (406) 444-7798
FROM: Steven W. Jennings
RE: Flynn v. Montana State Fund and Liberty NW

THIS TRANSMISSION CONSISTS OF **4** PAGES (INCLUDING THIS COVER PAGE).

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DOCUMENTS TRANSMITTED: Notice to Appeal.

COMMENTS: Please file the attached document. If you have any questions, please contact me at 406.252-3441. Thank you!

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File No. 21-701-001