



FILED

DEC 16 2008

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

**IN THE SUPREME COURT OF THE STATE OF MONTANA
THE OFFICE OF THE CLERK OF SUPREME COURT
HELENA, MONTANA 59620-3003**

December 12, 2008

REMITTITUR

Supreme Court Case No. DA 06-0734
District Court Case No. WCC 2000-0222

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

v.

MONTANA STATE FUND,
Respondent/Insurer and Appellant,

and

LIBERTY NORTHWEST INSURANCE
CORPORATION,
Intervenor and Appellant.

This case was a review of the order/judgment of the District Court.

IT IS ORDERED by the Supreme Court in an opinion, that the decision of the District Court is Affirmed in Part-Reversed in Part.

The appeal record is hereby returned to the Clerk of District Court of Workers Compensation Court.

I certify that the attached is a true and correct copy of the opinion filed by the Supreme Court on November 25, 2008.

Sincerely,

A handwritten signature in black ink, appearing to read "Ed Smith".

ED SMITH
Clerk of the Supreme Court

DOCKET ITEM NO.

574