

FILED

MAR 7 2002

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC Nos. 2000-0222 & 2005

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

Robert Flynn & Carl Miller

Petitioners

vs.

State Compensation Insurance Fund

Respondent/Insurer.

AFFIDAVIT

STATE OF CALIFORNIA)
) ss.
County of LOS ANGELES)

¶1 I, COLLEEN A. SHEA (NAME), being first duly sworn upon oath, depose and say:

¶2 I, COLLEEN A. SHEA (NAME), am a the Vice President and claims (POSITION) of Fairfield Insurance (NAME OF INSURER OR SELF-INSURER), manager Company ("Fairfield")

¶3 In my capacity as Vice President (POSITION) of Fairfield (NAME OF INSURER OR SELF-INSURER), I am authorized to make the statements set forth in this affidavit on behalf of Fairfield (NAME OF INSURER OR SELF-INSURER) and to bind Fairfield (NAME OF INSURER OR SELF-INSURER) by these statements.

¶4 After a review of our records, I swear under oath that Fairfield (NAME OF INSURER OR SELF-INSURER) should be dismissed from the above-entitled action for any or all of the following reasons (check any or all that apply):

DOCKET FILE NO. 657

- _____ (NAME OF INSURER OR SELF-INSURER) has never written workers' compensation insurance in the state of Montana;
- _____ (NAME OF INSURER OR SELF-INSURER) does not have any Montana claims;
- Fairfield (NAME OF INSURER OR SELF-INSURER) has no claimants meeting the Court's criteria in this matter as set forth in the summons;
- _____ (NAME OF INSURER OR SELF-INSURER) was or is in liquidation during the period in question set forth in the amended summons served upon me.

¶15 I understand that the Montana Workers' Compensation Court may allow a period of up to 90 days from the date of filing this affidavit within which counsel for Petitioner[s] may conduct discovery and investigation for the limited purpose of proving or disproving the foregoing statement(s) made by me on behalf of Fairfield (NAME OF INSURER OR SELF-INSURER). After such 90 days, if no objection is lodged by counsel for Petitioner[s], the Court will dismiss the insurer/self-insurer from this action based on the sworn statements made by me in this affidavit.

¶16 I declare under penalty of perjury that the foregoing is correct.

DATED this 16th day of August, 2010

State of California
County of Los Angeles

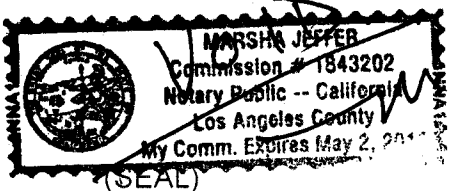
Subscribed and sworn to (or affirmed) before me on this 16 day of Aug, 2010 by Colleen A. Shea proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Colleen A. Shea
(Name)

Signature Marsha Jeffer
(Seal)

Vice President
(Title)

Signed and sworn to before me this _____ day of _____, 2010



[Signature]
Notary Public for the State of _____
Residing at: _____
My Commission Expires: _____

