

FILED

SEP 14 2012

OFFICE OF
WORKERS COMPENSATION JUDGE
HELENA, MONTANA

Rex Palmer
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ATTORNEYS FOR PLAINTIFF

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

<i>Robert Flynn and Carl Miller,</i>)	WCC No. 2000-0222
Individually and on Behalf of Others)	
Similarly Situated,)	
Petitioners,)	PETITIONERS' OBJECTION TO
v.)	DISMISSING CERTAIN INSURERS
)	
<i>Montana State Fund,</i>)	
Respondent/Insurer,)	
)	
and)	
)	
<i>Liberty Northwest Insurance</i>)	
<i>Company,</i>)	
Intervenor.)	
)	

* * * * *

COME NOW the Petitioners' by and through their attorney of record, and object to the dismissal of the following insurer:

Old Republic Insurance Company

Petitioners object in part for the following reasons:

The insurer submitted an affidavit which is not in compliance with the form prescribed by the Court. Thereafter, Petitioners' submitted discovery requests to the

DOCKET ITEM NO. 700

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insurer. The insurer's responses were largely unresponsive, over broad, ambiguous, conclusory and vague. The insurer's affidavit and discovery responses make further discovery a necessity before this insurer should reasonably be considered a candidate for dismissal from this action.

DATED this 14 day of September, 2012.



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