

Benchmark
INSURANCE COMPANIES
Setting A Higher Standard



FILED

MAY 13 2005

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

May 10, 2005

Workers' Compensation Court
PO Box 537
Helena, MT 59624-0537

RE: WCC No. 2000-0222
Summons to Insurers
Dated May 4, 2005

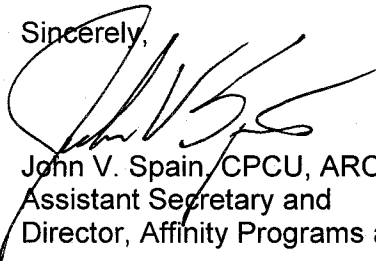
To the Court:

Without regard to form, the following is Benchmark Insurance Company's response to the summons referenced above.

Records will show that Benchmark Insurance Company (Benchmark) has been licensed in Montana since 1994. Benchmark has written workers compensation insurance policies in only 3 years since then. More important to the matter at hand, Benchmark has incurred no claims requiring payment of any type. Accordingly, Benchmark does not dispute the application of *Flynn* to claimants; however, Benchmark has no claimant or settlement information to provide.

I trust that this response is adequate to meet the Court's needs. If not, please contact me directly at 1-800-283-0622 x221 or jspain@benchmarkinsco.com.

Sincerely,


John V. Spain, CPCU, ARC, ARe
Assistant Secretary and
Director, Affinity Programs and Regulatory Relations

■ **Benchmark Insurance Company** ■ **Supermarket Insurance Agency** ■