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FILED

JUN 22 2005

Attorneys for Berkley Regional Insurance Company
Continental Western Insurance Company
Union Insurance Company
American West Insurance Company
Midwest Employers Casualty Company
StarNet Insurance Company

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

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

**MOTION FOR EXTENSION OF
TIME**

COME NOW Respondents/Insurers Berkley Regional Insurance Company, Continental Western Insurance Company, Union Insurance Company, American West Insurance Company, Midwest Employers Casualty Company, and StarNet Insurance Company, by and through their counsel, and move this Court for an extension of time, to and including Friday, July 1, 2005, within which to serve their Response to the Summons issued May 4, 2005.

1. MOTION FOR EXTENSION OF TIME

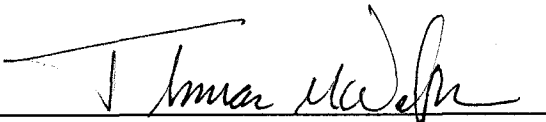
Respondents/Insurers have been unable to compile the information necessary to respond to the Summons within the time provided. They reasonably believe, based on their investigation to date, that only one of them has sold insurance that may be covered by the Summons. By July 1, 2005, they should be able to provide a substantive response to the Summons.

Rexford L. Palmer, Esq., counsel for the Petitioners, has been contacted. He has no objection to this Motion.

By filing this Motion, Respondent/Insurers do not intend to waive, and they specifically reserve, all jurisdictional defenses.

DATED this 20th day of June, 2005.

POORE, ROTH & ROBINSON, P.C.

By 
Thomas M. Welsch

Attorneys for Berkley Regional Insurance
Company, Continental Western
Insurance Company, Union Insurance
Company, American West Insurance
Company, Midwest Employers Casualty
Company, and StarNet Insurance
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JAMES A. POORE, JR.
(1916-2002)

June 20, 2005

VIA FACSIMILE & U.S. MAIL

Patricia J. Kessner
Montana Workers Compensation Court
1625 11th Avenue
P. O. Box 537
Helena, Montana 59624

Re: Flynn v. Montana State Fund
WCC No. 2000-0222

Dear Ms. Kessner:

Enclosed for filing in the above-captioned matter is a MOTION FOR EXTENSION OF TIME. Please acknowledge receipt and filing of this document by signing and returning the enclosed postcard.

I am also enclosing a proposed order. Please present the same to the Judge for his consideration and signature.

Thank you.

Sincerely yours,

POORE, ROTH & ROBINSON, P.C.

By 
Thomas M. Welsch

TMW:jrk
Enclosure