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FILED

JUN 20 2005

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

ATTORNEYS FOR CHURCH MUTUAL INSURANCE COMPANY

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA
WCC No. 2000-0222

ROBERT FLYNN

and

CARL MILLER, individually and on Behalf of
Other Similarly Situated

Petitioner

vs.

MONTANA STATE FUND

Respondent/Insurer

and

LIBERTY NORTHWEST INSURANCE CORPORATION

Intervenor.

**CHURCH MUTUAL INSURANCE COMPANY
RESPONSE TO COURT ORDER OF MAY 4, 2005**

COMES NOW Church Mutual Insurance Company, and for its response to the Court's Order of May 4, 2005, states as follows:

1. Upon information and belief, Church Mutual Insurance Company has no claims which fall within the ambit of the *Flynn v. Montana State Fund*, 2002 MT 279 decision.

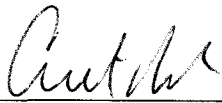
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2. However, Church Mutual Insurance Company will perform computerized and hand searches of any total disability benefits paid to determine if any of the claims which it had within the period of July 1, 1974 through the present were total disability claims. If any total disability benefit claims are found, a hand search of the records will then be required to determine if any offsets were ever taken by virtue of the receipt of social security benefits by the claimant. It is not believed that this has occurred, and this is the suggested methodology for the affirmation of that belief.

3. Church Mutual Insurance Company anticipates the process of computer searching and then hand searching the records to provide the requested information will not be completed until July 29, 2005, and requests this additional period to accomplish the task.

DATED this 20th day of June, 2005.

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