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**FILED**

**JUL - 5 2005**

Attorneys for Republic Western Insurance Co.

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,

v.

MONTANA STATE FUND

Respondent/Insurer,

and

LIBERTY NORTHWEST INSURANCE  
 CORPORATION,

Intervenor.

WCC NO. 2000-0222

**RESPONSE TO SUMMONS**

COMES NOW Republic Western Insurance Co. and in response to this Court's  
 Summons dated May 4, 2005, hereby states that it has no claims in which claimants it  
 insured incurred attorney fees in obtaining social security benefits used to offset their  
 workers' compensation benefits

DOCKET ITEM NO.

309

DATED this 5<sup>th</sup> day of July, 2005.

HAMMER, HEWITT, SANDLER & JACOBS, PLLC



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David M. Sandler  
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Kalispell, MT 59904-0310  
Attorneys for Republic Western Insurance Co.

**CERTIFICATE OF SERVICE**

This is to certify that I, David M. Sandler sent on this 5<sup>TH</sup> day of July, 2005, the forgoing attached RESPONSE TO SUMMONS Fees was duly serviced upon the following attorneys of record, by depositing a true copy thereof in the United States mail, postage paid, addressed as:

Rex Palmer  
ATTORNEYS INC., P.C.  
301 W Spruce  
Missoula, MT 59802



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David M. Sandler