

Jacqueline T. Lenmark
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FILED

JUN 20 2005

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

Attorneys for Vanliner Insurance Company

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ROBERT FLYNN,)	WCC NO. 2000-0222
)	
and)	
)	
CARL MILLER)	
)	
Petitioners,)	
)	
vs.)	NOTICE OF LIMITED
)	APPEARANCE AND
MONTANA STATE FUND,)	RESPONSE TO SUMMONS
)	
Respondent/Insurer)	
)	
and)	
)	
LIBERTY NORTHWEST INSURANCE)	
CORPORATION,)	
)	
Intervenor.)	

COMES NOW, the undersigned, and notifies the Court and counsel for the parties of the Limited Appearance and Response of Jacqueline T. Lenmark, Daniel J. Whyte and the law firm of Keller, Reynolds, Drake, Johnson & Gillespie, P.C., in this matter on behalf of Vanliner Insurance Company [Vanliner]. This appearance is strictly limited to issues raised by this Court in its May 4, 2005 Summons.

NOTICE OF LIMITED APPEARANCE AND RESPONSE TO SUMMONS - 1

DOCKET ITEM NO. 265

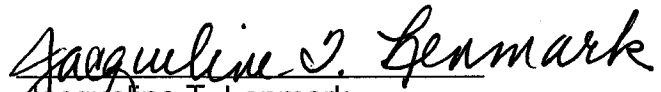
1. Vanliner has not offset workers' compensation benefits as a result of the receipt of Social Security benefits by a claimant.

2. Vanliner finds that it does not have any potential exposure under this case, which is supported by the email from Jeannine Novak, Workers' Compensation Claims Manager of Vanliner to David Weir, Counsel to Vanliner Insurance Company dated June 6, 2005, attached as Exhibit 1.

WHEREFORE, Vanliner respectfully requests that it be dismissed from this matter and from any further potential liability as a result of the above contentions.

DATED this 20th day of June, 2005.

KELLER, REYNOLDS, DRAKE,
JOHNSON & GILLESPIE, P.C.



Jacqueline T. Lenmark
50 South Last Chance Gulch
P.O. Box 598
Helena, MT 59624
Attorney for Vanliner Insurance Company

Jackie Lenmark

From: David_Weir@unigroupinc.com
Sent: Monday, June 20, 2005 1:31 PM
To: Jackie Lenmark
Subject: Fw: Robert Flynn & Carl Miller vs. Montana State Fund & Liberty Northwest Ins. Corp

----- Forwarded by David Weir/HQ/UniGroup on 06/20/2005 02:32 PM -----

Jeannine
Novak/VANL/UniGro
up
06/06/2005 01:17
PM

To
David Weir/HQ/UniGroup@UniGroup
cc
Subject
Robert Flynn & Carl Miller vs.
Montana State Fund & Liberty
Northwest Ins. Corp

David,

I just received confirmation from Brad Jarvis, our independent adjuster, that we do not have any claims that fall within the parameters of the Flynn case.

Thanks,

Jen Novak
Workers' Compensation Claims Manager
Vanliner Insurance
Tel: 1-800-325-3619 ext. 8768

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. This footnote also confirms that this email message has been swept for the presence of computer viruses.

UniGroup Inc. #####

