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HELENA, MONTANA

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(Retired)

R. H. "Ty" Robinson
(Retired)

October 10, 2006

Ms. Jackie Bockman
Workers' Compensation Court
P.O. Box 537
Helena, MT 59624

RE: Common Fund - Reliance Insurance Company

Dear Jackie:

More than 90 days has passed since an Affidavit was filed on behalf of this insurer seeking its dismissal from the *Flynn v. State Fund* common fund litigation. Since that time, we have not received any discovery requests nor any objections to our dismissal from the common fund litigation from Petitioner's counsel. Thus, we request that this insurer be dismissed from the common fund litigation.

Thank you for your attention to this matter.

Very truly yours,

GARLINGTON, LOHN & ROBINSON, PLLP

Kelly M. Wills

KMW:rm

c: Rex Palmer, Esq.
Gail Burgess, Esq.

DOCKET ITEM NO. 539