

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2000-0222

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.

ORDER DISMISSING WESCO INSURANCE COMPANY

¶1 Pursuant to the Amended Motion To Dismiss Wesco Insurance Company, Brief in Support and Supporting Affidavit filed with this Court on October 17, 2005, and no notice to the Court by Petitioners that they have commenced discovery or wish for Wesco Insurance to remain in the above-captioned litigation,

¶2 IT IS HEREBY ORDERED that Wesco Insurance Company is **DISMISSED**, without prejudice.

DATED in Helena, Montana, this 18th day of January, 2006.

(SEAL)

/s/ James Jeremiah Shea
JUDGE