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**FILED**

AUG 14 2012

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

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*Common Fund Attorneys*

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ALEXIS RAUSCH, et al.,	)	WCC No. 9907-8274R1
	)	
Petitioner,	)	
	)	
-vs-	)	<b>STIPULATION ON COMMON</b>
	)	<b>FUND ATTORNEY FEES</b>
	)	<b>WITHHELD FROM</b>
MONTANA STATE FUND, et al.	)	<b>BERNADETTE FARMER</b>
	)	<b>AND WAIVER OF HEARING</b>
Respondent.	)	
	)	


This settlement stipulation is made and entered into by and between Lon J. Dale, Monte D. Beck and Stephen D. Roberts ("common fund attorneys"), and Bernadette Farmer, *pro se*.

1. Rather than the maximum fee allowed by statute, the Common Fund Attorneys have agreed to the same fee schedule approved by this Court in its July 10, 2003 Attorney Fee Order and Judgment in *Rausch v. Montana State Fund*, which included a 10% fee if the claimant is age 60 or 61. Bernadette Farmer was 61 years of age on September 5, 2002. The ages are determined as of the date of the Supreme Court decision in Rausch, September 5, 2002.

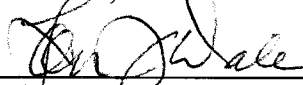
2. The statutory maximum of 25% (\$5,332.73) for Common Fund Attorneys' Fees was withheld by Brentwood Services from the \$21,330.92 impairment award paid to Bernadette Farmer in 2003; therefore, it is proposed that the sum of \$2,133.09 (10%) be paid to the common fund attorneys and the remaining \$3,199.64 (15%) is to be returned to Bernadette Farmer, subject to approval of this stipulation by the Court.

3. By signing this stipulation, Bernadette Farmer agrees to waive her right to a hearing on this matter, and requests that the Court approve the payments set forth in this stipulation.

DATED this 27 day of July, 2012.

  
Bernadette Farmer

Lon J. Dale, Monte D. Beck, and  
Stephen D. Roberts, *Common Fund Attorneys*

By:  6/27/12  
Lon J. Dale

6654/5 (kwp)

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Brentwood Services Administrators, Inc.  
Kalispell, Montana

Brentwood Services Administrators, Inc.

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