

Lon J. Dale, Esq.
MILODRAGOVICH, DALE
& STEINBRENNER, P.C.
Attorneys at Law
P.O. Box 4947
Missoula, Montana 59806-4947
Telephone: (406) 728-1455
Fax No: (406) 549-7077
lon@bigskylawyers.com

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OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

Monte D. Beck, Esq.
BECK & AMSDEN, P.L.L.C.
1946 Stadium Drive, Suite 1
Bozeman, MT 59715
Telephone: (406) 586-8700
Fax No.: (406) 586-8960
mbeck@becklawyers.com

Stephen D. Roberts, Esq.
ATTORNEY AT LAW
1700 W. Koch St. Ste. 5
Bozeman, MT 59715
Telephone: (406) 586-3100
Fax No.: (406) 585-0087
stevebigsky@cs.com

Common Fund Attorneys

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ALEXIS RAUSCH, et al.,)	WCC No. 9907-8274R1
)	
Petitioner,)	
)	
-vs-)	STIPULATION ON COMMON
)	FUND ATTORNEY FEES
)	WITHHELD FROM
MONTANA STATE FUND, et al.)	CHARLES BROZEVICH
)	AND WAIVER OF HEARING
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 Charles Brozevich, *pro se*.

1. Rather than the maximum fee allowed by statute, the Common Fund Attorneys

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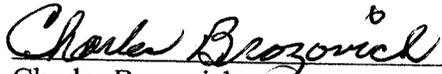
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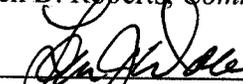
have agreed to the same fee schedule approved by this Court in its July 10, 2003 Attorney Fee Order and Judgment in *Rausch v. Montana State Fund*, which included a 10% fee if the claimant is age 60 or 61. Charles Brozevich was 60 years of age on September 5, 2002. The ages are determined as of the date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

2. The statutory maximum of 25% (\$1,859.38) for Common Fund Attorneys' Fees was withheld by Montana Municipal Insurance Authority from the \$7,437.50 impairment award paid to Mr. Brozevich on July 10, 2012; therefore, it is proposed that the sum of \$743.75 (10%) be paid to the common fund attorneys and the remaining \$1,115.63 (15%) is to be returned to Charles Brozevich, subject to approval of this stipulation by the Court.

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

DATED this 6 day of August, 2012.


Charles Brozevich, *pro se*

Lon J. Dale, Monte D. Beck, and
Stephen D. Roberts, *Common Fund Attorneys*
By:  8/9/12
Lon J. Dale

6654/5 (kwp)

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