

Steven W. Jennings
Crowley, Haughey, Hanson,
Toole & Dietrich P.L.L.P.
P. O. Box 2529
Billings, MT 59103-2529
(406) 252-3441
Attorneys for Insurance Company:

Affiliated FM Insurance Company
Factory Mutual Insurance Company
FedEx Ground Package System, Inc.
Hartford Accident & Indemnity Co.
Hartford Casualty Insurance Co.
Hartford Fire Insurance Co.
Hartford Insurance Co. of the Midwest
Hartford Underwriters Insurance Co.
Property & Casualty Insurance Co. of Hartford
Sentinel Insurance Company Ltd.
Trumbull Insurance Co.
Twin City Fire Insurance Co.
Universal Underwriters Group

FILED

JAN 18 2006

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ALEXIS RAUSCH, et al.,
Petitioners,
vs.
MONTANA STATE FUND,
Respondent/Insurer,
and
JEREMY RUHD,
Petitioner,
vs.
LIBERTY NORTHWEST INSURANCE
CORPORATION,
Respondent/Insurer.

WCC No. 9907-8274R1

**MOTION TO PERMIT ADDITIONAL
PARTIES TO JOIN BRIEF
ALREADY SUBMITTED AND BRIEF
IN SUPPORT THEREOF**

COMES NOW the above listed Respondents (Moving Respondents) and move
this Court to issue an order permitting them to join the brief submitted January 9, 2006

DOCKET ITEM NO. 309

(document # 306 on this Court's Rausch website). This motion is supported by the following brief. Counsel for Petitioners have been contacted and do not oppose this motion.

BRIEF

On June 6, 2005, this Court invited any party involved in any common fund action to submit briefs regarding the interim attorney fee issue and set January 9, 2006, as the deadline for filing such briefs. In compliance with that deadline AIG National Insurance Co., AIU Insurance Company, American General Corp., American Home Assurance Company, American International Insurance Co., American International Pacific Insurance Company, American International Specialty Lines Insurance, Birmingham Fire Insurance Company, Commerce & Industry Insurance Company, Granite State Insurance Company, Illinois National Insurance Co., Insurance Company of the State of Pennsylvania, National Union Fire Insurance Company of Pittsburgh, PA, and New Hampshire Insurance Company, filed the brief numbered as 306 on this Court's Rausch website.

Due to the large number of insurers represented by counsel for Moving Respondents, it was not possible to contact all such parties by January 9, 2006, to ascertain whether they wished to join the briefing pursuant to this Court's invitation. The Moving Respondents have now been contacted and have advised that they wish to have their names added to the brief numbered as 306 on this Court's Rausch website.

WHEREFORE, the Moving Respondents respectfully request this Court to issue an order permitting an erratum to be filed adding the names of said Moving Respondents to document number 306 on this Court's Rausch Website.

Dated this 17th day of January, 2006.

CROWLEY, HAUGHEY, HANSON,
TOOHE & DIETRICH P.L.L.P.

By: 

STEVEN W. JENNINGS

Attorneys for Insurance Company:
Affiliated FM Insurance Company
Factory Mutual Insurance Company
FedEx Ground Package System, Inc.
Hartford Accident & Indemnity Co.
Hartford Casualty Insurance Co.
Hartford Fire Insurance Co.
Hartford Insurance Co. of the Midwest
Hartford Underwriters Insurance Co.
Property & Casualty Insurance Co. of Hartford
Sentinel Insurance Company Ltd.
Trumbull Insurance Co.
Twin City Fire Insurance Co.
Universal Underwriters Group

CERTIFICATE OF SERVICE

I, STEVEN W. JENNINGS, one of the attorneys for the law firm of Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the 17th day of January, 2006, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Monte D. Beck
Attorney at Law
1946 Stadium Dr., Suite 1
Bozeman, MT 59715


Stephen D. Roberts
Attorney at Law
1700 W. Koch St., Suite 5
Bozeman, MT 59715

Lon J. Dale
Attorney at Law
PO Box 4947
Missoula, MT 59806-4947

Larry W. Jones & Carrie L. Garber
Attorneys at Law
700 SW Higgins Ave., Suite 108
Missoula, MT 59803-1489

Thomas E. Martello
Special Assistant Attorney General
Montana State Fund
PO Box 4759
Helena, MT 59604-4759

Bradley J. Luck & Thomas J. Harrington
Attorneys at Law
PO Box 7909
Missoula, MT 59807-7909


STEVEN W. JENNINGS

CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P.

ATTORNEYS AT LAW

500 TRANSWESTERN PLAZA II • 490 NORTH 31ST STREET • BILLINGS, MONTANA 59101

P.O. Box 2529 • BILLINGS, MONTANA 59103-2529

TEL (406) 252-3441 • FAX (406) 252-5292

www.crowleylaw.com

STEPHEN M. BARRETT
COLBY L. BRANCH * #
KATY A. BRANDIS
ALAN C. BRYAN #
ASHLEY BURLESON
DAVID L. CHARLES
PAUL C. COLLINS
GARY M. CONNELLEY
RENEE L. COPPOCK
MARCIA J. DAVENPORT
JASON A. DELMUE
MICHAEL S. DOCKERY
JOHN B. DUDIS, JR.
JON T. DYRE #
MARY SCRIM DYRE
SCOTT A. FISK
BRUCE A. FREDRICKSON *
MICHAEL W. GREEN

ROBERT C. GRIFFIN
PETER F. HABEIN
SCOTT D. HAGEL
NATHAN S. HANEY
KEVIN P. HEANEY
KENNETH G. HEDGE *
JAMES R. HINTZ
BRIAN HOLLAND
LARRY A. HOLLE
STEVEN W. JENNINGS
DANIEL D. JOHNS
DARIN W. JOHNSON
JOEL L. KALEVA
ALLAN L. KARELL
KIELY S. KEANE
PETER M. KIRWAN
WILLIAM D. LAMDIN III
MICHAEL J. LANSING #

KENNETH K. LAY
JOHN R. LEE *
JARED M. LE FEVRE
STEVEN J. LEHMAN
JULIE A. LICHT
DENISE D. LINFORD #
JASON P. LOBLE
CHRIS MANGEN, JR.
WILLIAM J. MATTIX
JOE C. MAYNARD, JR.
JOHN H. MAYNARD
JOSEPH P. MAZUREK
IAN McINTOSH
DANIEL N. McLEAN
MATTHEW F. McLEAN #
ROBERT G. MICHELOTTI, JR.
STEVEN R. MILCH
KIMBERLY S. MORE

DONALD R. MURRAY, JR.
KRISTIN L. OMVIG
JEFFERY J. OVEN #
SHANE D. PETERSON *
HERBERT I. PIERCE III
FRED C. RATHERT *
STEVEN P. RUFFATTO
GINA S. SHERMAN
SCOTTI M. SHINGLETON
JAMES P. SITES
GARTH H. SJUE *
LEONARD H. SMITH
CHRISTOPHER C. VOIGT #
DAVID M. WAGNER
NEIL G. WESTESSEN
BRYAN P. WILSON
RONALD E. YOUNG

RETIRED
JAMES M. HAUGHEY
BRUCE R. TOOLE

OF COUNSEL
GEORGE C. DALTHORP
JOHN M. DIETRICH
DAVID L. JOHNSON
GARELD F. KRIEG
ARTHUR F. LAMEY, JR.
LOUIS R. MOORE *
MYLES J. THOMAS
FRED E. WHISENAND *

OFFICES
100 NORTH PARK AVENUE
SUITE 300, P.O. BOX 797
HELENA, MT 59624-0797
PHONE (406) 449-4165

111 EAST BROADWAY
P.O. BOX 1206
WILLISTON, ND 58802-1206
PHONE (701) 572-2200

431 FIRST AVENUE WEST
P.O. BOX 759
KALISPELL, MT 59903-0759
PHONE (406) 752-6644

45 DISCOVERY DRIVE
SUITE 200, P.O. BOX 10969
BOZEMAN, MT 59719-0969
PHONE (406) 556-1430

700 S.W. HIGGINS
SUITE 200
MISSOULA, MT 59803
PHONE (406) 829-2732

Attorneys are licensed in Montana unless otherwise noted; * also licensed in North Dakota, # also licensed in Wyoming; + not licensed in Montana

January 17, 2006

Workers' Compensation Court
PO Box 537
Helena, MT 59624-0537

RE: *Rausch, et al. vs. Montana State Fund and Ruhd vs. Liberty Northwest Insurance Corporation*
WCC No. 9907-8274R1

Dear Clerk:

On behalf of our client, enclosed please find a Motion to Permit Additional Parties to Join Brief Already Submitted and Brief in Support Thereof, as well as a proposed Order in the matter referenced above for filing and presentation to the Judge. Please conform the cover sheet and return in the envelope provided. Thank you in advance for your assistance with this matter.

Sincerely yours,

Myrna Henschel, PLS

Myrna Henschel, Certified PLS

Legal Secretary to Steven W. Jennings

Enclosures
c (w/encl.):

Monte D. Beck
Stephen D. Roberts
Lon J. Dale
Larry W. Jones
Carrie L. Garber
Thomas E. Martello
Bradley J. Luck
Thomas J. Harrington