

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2002-0676

Dale Reesor

**Petitioner**

vs.

Montana State Fund

**Respondent/Insurer.**

**FILED**

DEC 15 2005

OFFICE OF  
WORKER'S COMPENSATION JUDGE  
HELENA, MONTANA

**AFFIDAVIT**

STATE OF Kansas )

: ss.

County of Leavenworth )

¶1 I Ardith G. Bequette (NAME), being first duly sworn upon oath, depose and say:

¶2 I, Ardith G. Bequette (NAME), am the Corporate Secretary (POSITION) of Armed Forces Insurance Exchange (AFIE) (NAME OF INSURER OR SELF-INSURER).

¶3 In my capacity as Corporate Secretary (POSITION) of AFIE (NAME OF INSURER OR SELF-INSURER), I am authorized to make the statements set forth in this affidavit on behalf of AFIE (NAME OF INSURER OR SELF-INSURER) and to bind AFIE (NAME OF INSURER OR SELF-INSURER) by these statements.

¶4 After a review of our records, I swear under oath that AFIE (NAME OF INSURER OR SELF-INSURER) should be dismissed from the above-entitled action for any or all of the following reasons (check any or all that apply):

- AFIE (NAME OF INSURER OR SELF-INSURER) has never written workers' compensation insurance in the state of Montana;
- \_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER) does not have any Montana claims;
- \_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER) has no claimants meeting the Court's criteria in this matter as set forth in the summons;
- \_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER) was or is in liquidation during the period in question set forth in the amended summons served upon me.

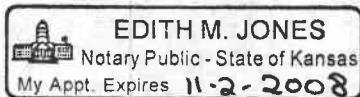
¶5 I understand that the Montana Workers' Compensation Court may allow a period of up to 90 days from the date of filing this affidavit within which counsel for Petitioner[s] may conduct discovery and investigation for the limited purpose of proving or disproving the foregoing statement(s) made by me on behalf of \_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER). After such 90 days, if no objection is lodged by counsel for Petitioner[s], the Court will dismiss the insurer/self-insurer from this action based on the sworn statements made by me in this affidavit.

¶6 I declare under penalty of perjury that the foregoing is correct.

DATED this 9th day of December, 2005.

Ardith Y Bequette  
(Name)  
Corporate Secretary  
(Title)

Signed and sworn to before me this 9th day of December, 2005

 EDITH M. JONES  
Notary Public - State of Kansas  
My Appt. Expires 11-2-2008

Edith M. Jones  
Notary Public for the State of Kansas  
Residing at: Easton Kansas  
My Commission Expires: 2 November 2008

(SEAL)