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OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

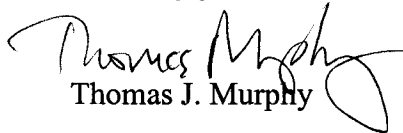
Judge James Jeremiah Shea
Workers Compensation Court
P O Box 537
Helena, Mt 59624-0357

Re: Reesor v. State Fund
WCC No. 2002-0676

Dear Judge Shea:

In accordance with the Court's Order dated 12/6/05 (Docket #324), I reviewed the affidavit of American West Insurance Company (Docket #356). Relying on the truthfulness of the affidavit and the answers to Discovery Requests received 3/15/06, I agree to the dismissal without prejudice of American West Insurance Company from the Reesor common fund action. Thank you.

Sincerely yours,


Thomas J. Murphy

TJM/ljp
cc. Thomas M. Welsch

DOCKET ITEM NO. 400