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September 12, 2007

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**FILED**

SEP 14 2007

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

OFFICE OF  
WORKER'S COMPENSATION JUDGE  
HELENA, MONTANA

Dear Kelly:

Your 8/23/07 letter asked me to agree to dismiss Reliance Insurance Company from the Reesor Common Fund Case. You set forth the rationale for the dismissal in your letter dated 3/13/06. I attach a copy of your letter for the Court's consideration, because you did not file the letter with the Court. Based on the representations in your letter dated 3/13/06, and based on the procedures outlined in Flynn Brief, I agree to the dismissal without prejudice of Reliance Insurance Company from the Reesor common fund action. Thank you.

Sincerely yours,

Thomas J. Murphy

TJM/ljp  
enc.: Wills letter to Murphy - 3/13/06  
cc: Workers Compensation Court w/enc.

DOCKET ITEM NO. \_\_\_\_\_

*464*

MAR 14 2006



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March 13, 2006

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RE: *Reesor v. State Fund*

Dear Tom:


Thank you for your March 7, 2006 correspondence.

We understand that the issues litigated in *Flynn* will apply universally to all the Common Fund decisions. Consequently, the representations made by Reliance in its brief also apply universally to all the Common Fund decisions, including *Reesor*. This would include Reliance's representation that it has reviewed its files to determine if any meet the criteria for any of the Common Fund decisions, including *Reesor*.

Hopefully this answers your question and satisfies any concerns you may have on behalf of the *Reesor* claimants.

Very truly yours,

GARLINGTON, LOHN & ROBINSON, PLLP



Kelly M. Wills

KMW:jdj  
c: Ms. Gail Burgess

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