

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2002-0676

DALE REESOR

Petitioner

vs.

MONTANA STATE FUND

Respondent/Insurer.

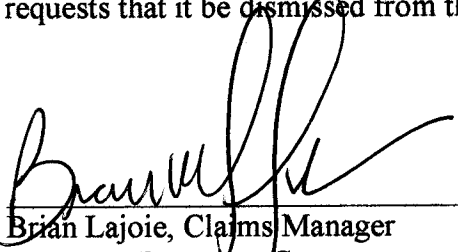
**FILED**

NOV 12 2008

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

Ms. Jackie Bockman  
Workers' Compensation Court  
P.O. Box 537  
Helena, MT 59624

Pursuant to the affidavit procedure set forth by this Court, Transport Insurance Company ("Transport") filed an affidavit in the record on June 3, 2008 in this matter requesting dismissal based on the fact that "*Transport Insurance Company has no claimants meeting the Court's criteria in this matter set forth in the Summons and Notice of Attorney Fee Liens*". More than 90 days have passed since the affidavit was filed in the record, and since that time Transport has not received any discovery requests nor any objections from Petitioner's counsel to the dismissal of Transport from this common fund litigation. Therefore, Transport respectfully requests that it be dismissed from the Reesor common fund litigation.

  
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Brian Lajoie, Claims Manager  
Transport Insurance Company

DOCKET ITEM NO. 490