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FILED

DEC 24 2008

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

Attorneys for Bankers Multiple Line Insurance Company

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

DALE REESOR,

Petitioner,

v.

MONTANA STATE FUND,

Respondent/Insurer.

WCC No. 2002-0676

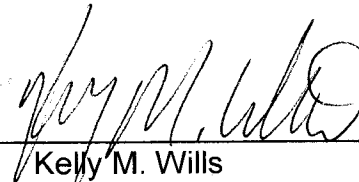
**MOTION TO DISMISS
WITH PREJUDICE**

COMES NOW Respondent and hereby requests that Reliance Insurance Company, Reliance National Indemnity Company, Reliance National Insurance Company, United Pacific Insurance Company, Reliance Direct Company, Reliance Surety Company, Reliance Universal Insurance Company, United Pacific Insurance Company of New York and Reliance Insurance Company of Illinois be dismissed with prejudice. These insurers were summoned and made respondents to Petitioner's common fund claim by this Court, thereby necessitating this motion for dismissal. Counsel for Petitioner has been contacted and does not oppose this Motion to Dismiss.

DATED this 23rd day of December, 2008.

Attorneys for Respondent
GARLINGTON, LOHN & ROBINSON, PLLP
199 West Pine • P.O. Box 7909
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Telephone (406) 523-2500

By

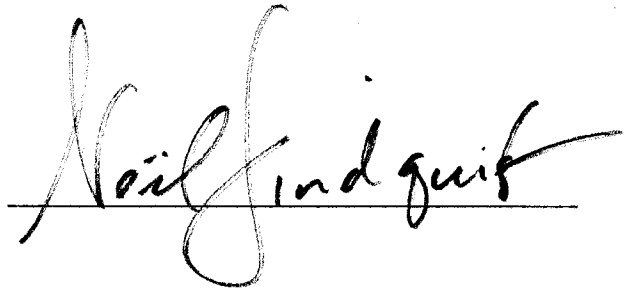

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DOCKET ITEM NO. 2494

CERTIFICATE OF SERVICE

The undersigned, of GARLINGTON, LOHN & ROBINSON, PLLP, Attorneys for Respondent Bankers Multiple Line, hereby certifies that on this 23rd day of December, 2008, I mailed a copy of the foregoing Motion to Dismiss with Prejudice, postage prepaid, to the following:

Thomas J. Murphy, Esq.
Murphy Law Firm
P.O. Box 3226
Great Falls, MT 59403-3226

A handwritten signature in cursive script, reading "Nail Indiguit", written over a horizontal line.