

Kelly M. Wills
GARLINGTON, LOHN & ROBINSON, PLLP
199 West Pine • P. O. Box 7909
Missoula, MT 59807-7909
Telephone (406) 523-2500
Telefax (406) 523-2595
kmwills@garlington.com

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

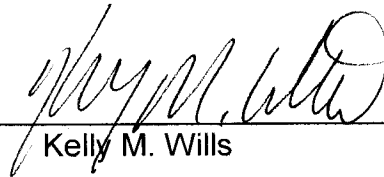
**MOTION TO DISMISS
WITH PREJUDICE**

COMES NOW Respondent and hereby requests that Allstate Insurance Company be dismissed with prejudice. Allstate Insurance Company was summoned and made a respondent 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
Missoula, MT 59807-7909
Telephone (406) 523-2500

By



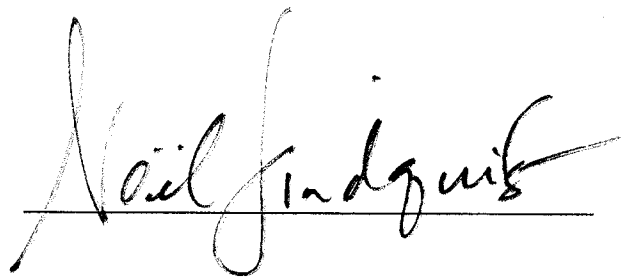
Kelly M. Wills

DOCKET ITEM NO. 496

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 "Neil Jindquist", is written over a horizontal line.