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Attorneys for Petitioner

**FILED**

**JUL - 8 2005**

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

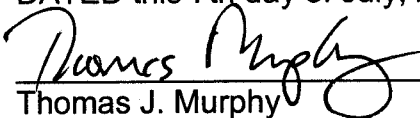
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DALE REESOR,	)	
Petitioner,	)	
	)	
vs.	)	WCC No. 2002-0676
	)	
MONTANA STATE FUND	)	Response to Motion to Dismiss
Respondent/Insurer	)	From Compass Insurance Company
	)	

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The Petitioner reviewed the Response of Compass Insurance Company and the attached letter from its agent Sandra Murphy. In reliance upon the representations made therein, the Petitioner has no objection to the dismissal of Compass Insurance Company without prejudice.

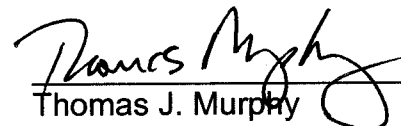
DATED this 7th day of July, 2005.

  
\_\_\_\_\_  
Thomas J. Murphy  
Attorney for the Petitioner Reesor

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 7th day of July, 2005, a copy of the foregoing Response was served upon the Attorney for the Respondent by mailing a true and correct copy of said document via first class mail to:

Bradley J. Luck  
Garlington, Lohn & Robinson  
PO Box 7909  
Missoula, MT 59807  
Attorney for Compass Insurance Company

  
\_\_\_\_\_  
Thomas J. Murphy  
Attorney for Petitioner

Attachment: Murphy letter to Harrington - 6/22/05

DOCKET ITEM NO. 257

COMPASS INSURANCE COMPANY

June 22, 2005

Garlington, Lohn & Robinson, PLLP  
Attorneys at Law  
P.O. Box 7909  
Missoula, MT 59807-7909  
Attn.: Mr. Thomas Harrington, Attorney

Re: Reesor v. Montana State Fund

Dear Mr. Harrington:

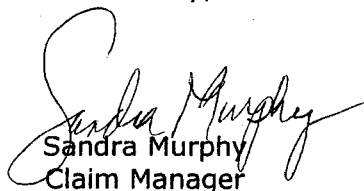
We are in receipt of attorney Murphy's letter regarding dismissals of insurance carriers from the captioned litigation.

From the information I have been able to obtain internally, Compass Insurance Company (CIC) did not have any policies in effect on or after July 1, 1987, in Montana. If necessary, I can attest to that fact.

Please forward this letter to attorney Murphy. We appreciate his consideration of CIC's dismissal from this action.

If there are any questions regarding this letter or if any additional information is required of CIC, please let me know. Thank you for your assistance regarding this matter.

Sincerely,

  
Sandra Murphy  
Claim Manager

709 Curtis Street • Middletown, OH • 45044-3999  
Phone 513-425-5989 • FAX 513-425-5180  
Sandy.murphy@aksteel.com

*Murphy Law Firm*  
619 Second Avenue South  
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*Thomas J. Murphy, Attorney*  
*Charla K. Tadlock, Attorney*

*Lou Joi Poelman, Paralegal*  
*Sandra Lee Gilbert, Paralegal*

July 7, 2005

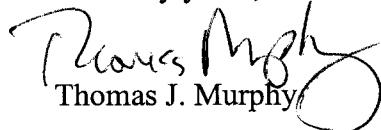
Workers Compensation Court  
P O Box 537  
Helena, Mt 59624-0357

Re: Dale Reesor v. Montana State Fund  
Cause #: 2002-0676

Dear Clerk:

Enclosed for filing in the above-captioned case, please find the Claimant's Response to Motion to Dismiss from Compass Insurance Company. Please contact me if you have any questions about this document. Thank you.

Sincerely yours,

  
Thomas J. Murphy

TJM/ljp  
cc: Bradley J. Luck w/ enc