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Attorneys for:

1. General Reinsurance Corp.
2. North Star Reinsurance Corp.
3. Genesis Insurance Company
4. General Security Insurance Company
5. SCOR Reinsurance Company
6. Evanston Insurance Company
7. United National Insurance Company
8. Penn Star Insurance Company

FILED

JUN 21 2005

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

DALE REESOR,

Petitioner,

-vs-

MONTANA STATE FUND,

Respondent/Insurer.

WCC No. 2000-0676

MOTION TO DISMISS AND
BRIEF IN SUPPORT

COMES NOW General Reinsurance Corp.; North Star Reinsurance Corp.; Genesis Insurance Company; General Security Insurance Company; SCOR Reinsurance Company; Evanston Insurance Company; United National Insurance Company; and Penn Star Insurance Company ("The Listed Insurers") and responding through their attorneys CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P., to the *Summons and Notice of Attorney Fee Lien*, dated April 22, 2005, respectfully move to dismiss each of them from the above entitled action for the reasons that follow.

1. The Listed Insurers have not written any workers' compensation insurance policies for Montana employers on or after July 1, 1987.

2. In response to the *Summons and Notice of Attorney Fee Lien*, The Listed Insurers conducted a diligent investigation and review of their reasonably available claim records. The Listed Insurers have no record of receiving or covering a workers' compensation insurance claim from a claimant in the State of Montana from July 1, 1987 to the present.

3. Because no claimants have any claim to recovery against The Listed Insurers in this action, The Listed Insurers should be dismissed with prejudice from this action.

4. Counsel for Petitioner Tom Murphy could not be reached for consultation with respect to this motion.

WHEREFORE, The Listed Insurers pray that this Court enter an order:

- (A) Dismissing each of The Listed Insurers with prejudice; and
- (B) Awarding such other relief as the Court may deem just and proper.

Dated: June 20, 2005

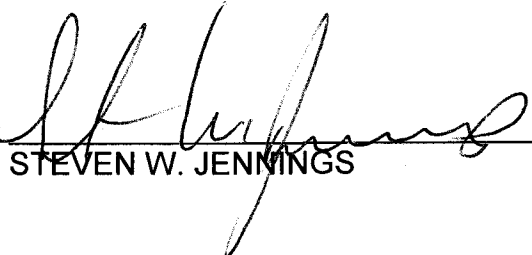
By: 

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CERTIFICATE OF SERVICE

I, STEVEN W. JENNINGS, one of the attorneys for the law firm of Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the 20th day of June, 2005, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Mr. Thomas J. Murphy
Murphy Law Firm
PO Box 3226
Great Falls, MT 59403-3226


STEVEN W. JENNINGS