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DATSOPOULOS, MacDONALD & LIND, P.C.  
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Attorneys for Montana Resources, L.L.P.

**FILED**

**JUN - 6 2005**

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT  
OF THE STATE OF MONTANA

WCC. No. 2002-0676

DALE REESOR, )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 MONTANA STATE FUND, )  
 )  
 Respondent/Insurer )  
 \_\_\_\_\_ )

NOTICE OF APPEARANCE

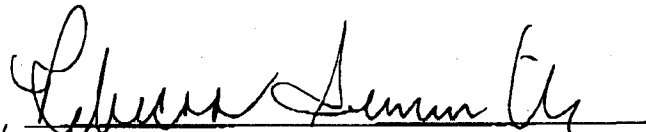
I, Rebecca L. Summerville, hereby serve notice on the Workers' Compensation Court of the State of Montana, that I am the attorney representing the self-insured employer, Montana Resources, LLP in this matter. Please forward all pleadings, papers or notices to my attention at the mailing address listed below:

NOTICE OF APPEARANCE

Rebecca L. Summerville, Esq.  
Datsopoulos MacDonald & Lind  
201 W. Main Avenue, Suite 201  
Missoula, Montana 59801  
Telephone: 406-728-0710  
Facsimile: 406-543-0134  
E-mail: [rsummerville@dmlaw.com](mailto:rsummerville@dmlaw.com)

Respectfully submitted this 6<sup>th</sup> day of June, 2005.

DATSOPOULOS, MacDONALD & LIND, P.C.

By:   
Rebecca L. Summerville  
Attorney for Montana Resources, L.L.P.

CERTIFICATE OF SERVICE

I hereby certify that I served the original NOTICE OF APPEARANCE causing it to be faxed and mailed on the 6<sup>th</sup> day of June to:

Workers' Compensation Court  
Facsimile Number: 406-444-7798  
P.O. Box 537  
Helena, MT 59624-0537

I further certify that I have made service of a true copy of the foregoing NOTICE OF APPEARANCE upon the parties hereto via U.S. Mail on the 6<sup>th</sup> day of June, 2005, with postage thereupon prepaid, addressed to:

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

By:   
\_\_\_\_\_  
Sabrina M. Hansen

**Datsopoulos, MacDonald & Lind, P.C.**

Attorneys at Law

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Molly K. Howard  
Debra T. Gilcrest  
Phil McCreedy  
Trent N. Baker  
James K. Yeates  
Erika R. Peterman

June 6, 2005

**VIA FACSIMILE: 406-444-7798**

**AND U.S. MAIL**

Clerk of Court  
Workers' Compensation Court  
P.O. Box 537  
Helena, MT 59624-0537

Re: Dale Reesor v. Montana State Fund  
WCC No. 2002-0676

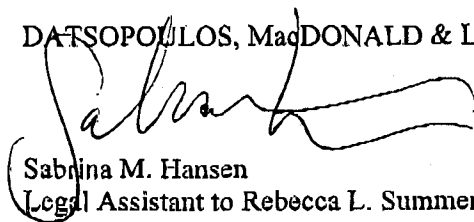
Dear Clerk:

We have enclosed for filing the Notice of Appearance on behalf of Montana Resources, L.L.P., a Montana limited liability partnership, as well as correspondence of today's date in this matter. Please file the original and return a conformed copy to my attention as soon as possible.

Of course should you have any questions, please feel free to call. Thank you for your assistance in this matter.

Sincerely,

DATSOPOULOS, MacDONALD & LIND, P.C.



Sabrina M. Hansen  
Legal Assistant to Rebecca L. Summerville

/sh  
enc.

cc w/encl: Mr. Thomas J. Murphy

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June 6, 2005

**VIA FACSIMILE: 406-444-7798**  
**AND U.S. MAIL**

The Honorable Michael McCarter  
Montana Workers' Compensation Court  
PO Box 537  
Helena, MT 59624-0537

Re: Reesor v. Montana State Fund  
Montana Workers' Compensation Court Case No. 2002-0676

Dear Judge McCarter:

We represent Montana Resources, LLP. Montana Resources was named in the Summons and Notice of Attorney Lien issued in connection with the above-captioned matter. Filed herewith is a Notice of Appearance.

Montana Resources is a Montana company engaged in mining and ancillary activities. Montana Resources has been self-insured for purposes of workers' compensation coverage since 1994.

Our records review in this matter is not yet completed. Thus far, we have found no claims in which individuals would have had their benefits terminated as a result of the age related limits imposed by Mont. Code Ann. § 31-71-710. We anticipate completing the review of our records within the next few weeks and will advise the Court at that time of our findings. We have contacted Thomas J. Murphy, Esq., counsel for Petitioner, who has advised that he has no objection to that time frame for our response in this matter.

**Datsopoulos, MacDonald & Lind, P.C.**

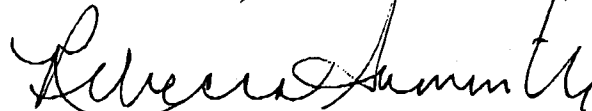
Judge McCarter  
June 6, 2005  
Page 2

If additional information is required at this time, or should you have any questions regarding this matter, please do not hesitate to contact me.

Thank you.

Very truly yours,

DATSOPOULOS, MacDONALD & LIND, P.C.

A handwritten signature in black ink, appearing to read "Rebecca Summerville". The signature is written in a cursive style with a large initial "R".

Rebecca L. Summerville

RLS/sh