

FILED

JUN 22 2005

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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. 2002-0676

MOTION TO DISMISS AND
SUPPORTING BRIEF

MOTION TO DISMISS

COMES NOW Michigan Millers Mutual Insurance Company and moves the Court for an order dismissing, with prejudice, Michigan Millers Mutual Insurance Company from the above-entitled action.

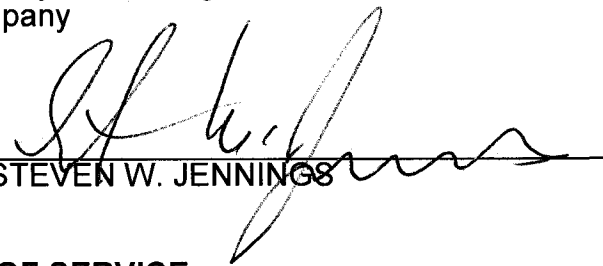
BRIEF

Michigan Millers Mutual Insurance Company did not write workers' compensation coverage in the state of Montana during the time period indicated in the *Summons and Notice of Attorney Fee Lien* and therefore requests that it be dismissed with prejudice from this proceeding. Counsel for Petitioners, Thomas J. Murphy, could not be reached to consult with respect to this motion.

Dated this 21st day of June, 2005.

CROWLEY, HAUGHEY, HANSON,
TOOLE & DIETRICH P.L.L.P.
Attorneys for Michigan Millers Mutual Insurance
Company

By:


STEVEN W. JENNINGS

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 21st 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


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Attorneys are licensed in Montana unless otherwise noted; * also licensed in North Dakota; # also licensed in Wyoming; + not licensed in Montana

June 21, 2005

Workers' Compensation Court
PO Box 537
Helena, MT 59624-0537

RE: *Dale Reesor vs. Montana State Fund*
WCC No. 2002-0676

Dear Clerk:

On behalf of Michigan Millers Mutual Insurance Company, please file the enclosed Motion to Dismiss and Supporting Brief in the above-referenced matter.

Thank you in advance for your assistance with this matter.

Sincerely yours,

CROWLEY, HAUGHEY, HANSON,
TOOLE & DIETRICH P.L.L.P.

Myrna Henschel, PLS
Myrna Henschel, Certified PLS
Legal Secretary to Steven W. Jennings

mlh
Enclosure