

**IN THE WORKERS COMPENSATION COURT OF THE STATE OF  
MONTANA**

**WCC No. 2002-0676**

**DALE REESOR**

**Petitioners**

**vs.**

**MONTANA STATE FUND**

**Respondent/Insurer.**

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**AFFIDAVIT**

**STATE OF NORTH CAROLINA**

**County of FORSYTH**

1 I, Eric B. Dana, being first duly sworn upon oath, depose and say:

2 I, Eric B. Dana, am the Senior Vice President and Chief Financial Officer of TRIAD GUARANTY INSURANCE CORPORATION.

3 In my capacity as Senior Vice President and Chief Financial Officer of TRIAD GUARANTY INSURANCE CORPORATION I am authorized to make the statements set forth in this affidavit on behalf of TRIAD GUARANTY INSURANCE CORPORATION and to bind TRIAD GUARANTY INSURANCE CORPORATION by these statements.

4 After a review of our records, I swear under oath that TRIAD GUARANTY INSURANCE CORPORATION should be dismissed from the above entitled action for any or all of the following reasons (check any or all that apply):

TRIAD GUARANTY INSURANCE CORPORATION has never written workers' compensation insurance in the state of Montana;

5 I understand that the Montana Workers' Compensation Court may allow a period of up to 90 days from the date of filing this affidavit within which counsel for Petitioner[s] may conduct discovery and investigation for the limited purpose of proving or disproving the foregoing statement(s) made by me on behalf of TRIAD GUARANTY INSURANCE CORPORATION. After such 90 days, if no objection is lodged by counsel for Petitioner[s], the Court will dismiss the insurer/self-insurer from this action based on the sworn statements made by me in this affidavit.

6 I declare under penalty of perjury that the foregoing is correct.

DATED this 6<sup>th</sup> day of December 2005.

Eric B. Dana

Eric B. Dana  
SVP and CFO

Signed and sworn to before me this 6<sup>th</sup> day of December 2005.

Julia H. Turner

Notary Public for the State of North Carolina  
Residing at: Forsyth County



OFFICIAL SEAL  
JULIA H. TURNER  
NOTARY PUBLIC-NORTH CAROLINA  
FORSYTH COUNTY, NC  
My Commission Expires 11-4-06

My Commission Expires: 11-4-06