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FILED

JUN - 6 2005

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF
THE STATE OF MONTANA

.....

DALE REESOR,

WCC No. 2002-0676

Petitioner,

-vs-

ANSWER OF UNITED STATES
LIABILITY INS. CO.

MONTANA STATE FUND,

Respondent/Insurer

.....

Comes now United States Liability Ins. Co. ("USLIC"), through counsel, and answers petitioner's request for certification of a common fund and enforcement of attorney's lien as follows:

USLIC does not fall within the scope of the common fund attorney fee lien attempted to be asserted in this matter. USLIC did not receive any claims with dates of injury on or after June 30, 1987, but not on or after December 23, 2004, because USLIC did not provide any coverage or accept any premiums during that period. Therefore, USLIC does not fall within the scope of petitioner's proposed common fund attorney fee lien and should not be subject to any such lien, should such be created or

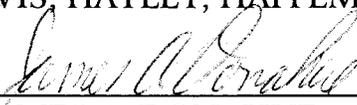
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determined to exist, nor should USLIC be made a member of any class upon which liability could or should be imposed in this matter.

DATED this 3rd day of June, 2005.

DAVIS, HATLEY, HAFFEMAN & TIGHE, P.C.

By



JAMES A. DONAHUE

P.O. Box 2103

Great Falls, Montana 59403-2103

Attorneys for United States Liability Ins. Co.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing was duly served upon the following by mail, hand delivery, Federal Express, facsimile transmission or electronic transmission, as indicated:

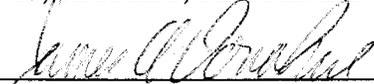
Thomas Murphy
Murphy Law Firm
P.O. Box 3226
Great Falls MT 59403-3226
Attorneys for Petitioner

- U.S. Mail
- Federal Express
- Hand Delivery
- Facsimile Transmission
- Electronic Transmission

this 3rd day of June, 2005.

DAVIS, HATLEY, HAFFEMAN & TIGHE, P.C.

By



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Great Falls, MT 59403-2103