

IN THE WORKERS' COMPENSATION COURT  
OF THE STATE OF MONTANA

WCC No. 2002-0676

**FILED**

DALE REESOR,

JUN - 6 2005

Petitioner

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

vs.

MONTANA STATE FUND;  
ZENITH INSURANCE COMPANY, et al

Respondents/Insurer

RESPONSE OF ZENITH INSURANCE COMPANY

1. Zenith Insurance Company ("Zenith") was licensed to transact workers' compensation in the State of Montana on May 19, 1997.
2. Since 1997 Zenith has not incurred any workers' compensation claims in the State of Montana that would be subject to the Petitioner's alleged common fund claims.
3. Zenith is not, therefore, a member of the claimed common fund, and is not subject to the alleged attorney fee lien, or the costs of this litigation.

DATED: June 3, 2005



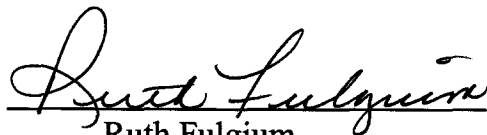
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Diane Heidenreich, Esq.  
Attorney for Respondent  
Zenith Insurance Company  
21255 Califa Street  
Woodland Hills, CA 91367  
(818) 594-5328

CERTIFICATE OF SERVICE

I hereby certify that on this 3<sup>rd</sup> day of June, 2005, I filed the original Answer on the Workers' Compensation Court, and a true and correct copy of the Answer on the attorney for Petitioner by United States Postal Express Mail, as follows:

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

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

  
Ruth Fulgium