



Evergreen National Indemnity Company (NAME OF INSURER OR SELF-INSURER) has never written workers' compensation insurance in the state of Montana;

\_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER) does not have any Montana claims;

\_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER) has no claimants meeting the Court's criteria in this matter as set forth in the summons;

\_\_\_\_\_ (NAME OF INSURER OR SELF-INSURER) was or is in liquidation during the period in question set forth in the amended summons served upon me.

¶15 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 Evergreen National Indemnity Company (NAME OF INSURER OR SELF-INSURER). 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.

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

DATED this day of January 10, 2006.

[Signature]  
\_\_\_\_\_  
(Name)  
President  
\_\_\_\_\_  
(Title)

Signed and sworn to me this 10<sup>th</sup> day of January, 2006.

Patricia A. Burrell  
\_\_\_\_\_



PATRICIA A. BURRELL  
Notary Public, State of Ohio  
My Commission Expires 09-26-07

Notary Public for the state of Ohio  
5311 Knottling Woods Dr.  
Residing at: Westerville, Ohio 43081  
My commission expires: 09-26-07



Rande L. Kaufman, AIC, CPCU  
Asst. Vice President – Claims  
Century Insurance Group  
(866) 686-8586 | RKaufman@centurysurety.com

January 18, 2006

Via Certified Mail

Workers Compensation Court  
State of Montana  
P. O. Box 537  
Helena, MT 59624-0537

RE: Robert Flynn and Carl Miller, et al vs Montana State Fund  
Case No.: WCC No. 2000-0222  
Catherine Satterlee, et al vs Lumberman's Mutual, et al  
Case No.: WCC No. 2003-0840  
Cassandra Schmill vs. Liberty Northwest Insurance Corporation  
Case No.: WCC No. 2001-0300  
Dale Reesor vs. Montana State Fund  
Case No.: WCC No. 2002-0676

Insurance Company: Evergreen National Indemnity Company

Enclosed are original signed and notarized affidavits attesting that Evergreen National Indemnity Company has never written Workers Compensation Insurance in the State of Montana. As such, Evergreen National Indemnity should be dismissed as a defendant in the above entitled workers compensation litigation with prejudice.

Please notify us of the dismissal of Evergreen National Indemnity Company as a defendant in each of these cases.

Very truly yours,

A handwritten signature in cursive script that reads "Rande L. Kaufman".

Mrs. Rande L. Kaufman, AIC, CPCU  
Asst. Vice President – Claims  
Century Insurance Group

RLK:nas

Enclosures