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Attorneys for:

1. General Reinsurance Corp.
2. North Star Reinsurance Corp.
3. Genesis Insurance Company
4. General Security Insurance Company
5. General Security National Insurance Company
6. SCOR Reinsurance Company
7. Evanston Insurance Company
8. United National Insurance Company
9. Penn Star Insurance Company

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

|                                 |   |                             |
|---------------------------------|---|-----------------------------|
| CATHERINE E. SATTERLEE, et al., | ) |                             |
|                                 | ) |                             |
| Petitioners,                    | ) | WCC No. 2003-0840           |
|                                 | ) |                             |
| vs.                             | ) |                             |
|                                 | ) | MOTION TO DISMISS AND BRIEF |
| LUMBERMAN'S MUTUAL CASUALTY     | ) | IN SUPPORT                  |
| COMPANY, et al.                 | ) |                             |
|                                 | ) |                             |
| Respondent/Insurer.             | ) |                             |

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COMES NOW General Reinsurance Corp.; North Star Reinsurance Corp.; Genesis Insurance Company; General Security Insurance Company; General Security National Insurance Company; SCOR Reinsurance Company; Evanston Insurance Company; United National Insurance Company; and Penn Star Insurance Company ("The Listed Insurers") and responding through their attorneys CROWLEY, HAUGHEY, HANSON, TOOLE & DIETRICH P.L.L.P., to the *Notice of Opportunity to Appear and Intervene* dated April 19, 2005, respectfully move to dismiss each of them from the above-entitled action for the reasons that follow:

1. In response to the *Notice of Opportunity to Appear and Intervene*, The Listed Insurers conducted a diligent investigation and review of their reasonably available claim records. The Listed Insurers have no record of receiving or covering a workers' compensation insurance claim from a claimant in the State of Montana from July 1, 1981 to the present.

2. Because no claimants have any claim to recovery against The Listed Insurers in this action, The Listed Insurers should be dismissed with prejudice from this action.

3. Counsel for Petitioners, James G. Hunt and Thomas J. Murphy, could not be reached to consult with respect to this motion.

WHEREFORE, The Listed Insurers pray that this Court enter an order:

- (A) Dismissing each of The Listed Insurers with prejudice; and
- (B) Awarding such other relief as the Court may deem just and proper.

Dated: June 20, 2005

By: 

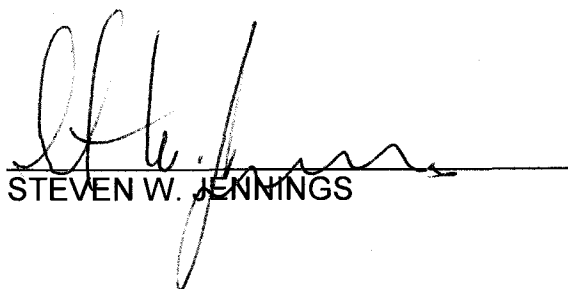
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Insurance Company; United National  
Insurance Company; and Penn Star  
Insurance Company

**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 20<sup>th</sup> day of June, 2005, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Mr. James G. Hunt  
Hunt & Molloy Law Firm  
310 Broadway  
Helena, MT 59601

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

  
STEVEN W. JENNINGS