

IN THE WORKERS COMPENSATION COURT OF THE STATE OF
MONTANA

WCC No. 2003-0840

CATHERINE E. SATTERLEE, et al.

Petitioners

vs.

LUMBERMAN'S MUTUAL CASUALTY COMPANY, et al.

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 6th day of December 2005.

Eric B. Dana

Eric B. Dana
SVP and CFO

Signed and sworn to before me this 6th day of December 2005.

Julia H. Turner

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

My Commission Expires: 11-4-06



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