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Attorneys for Respondent Teck Cominco
American Incorporated

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA
WCC No. 2003-0840

CATHERINE E. SATTERLEE

Petitioner,

v.

LUMBERMAN'S MUTUAL CASUALTY COMPANY

Respondent/Insurer,

**RESPONDENT TECK COMINCO AMERICAN INCORPORATED'S
RESPONSE TO THE COURT'S SUMMONS**

Respondent Teck Cominco American Incorporated submitted the Court's recommended affidavit requesting dismissal from the referenced litigation by reason of not having handled any applicable worker's compensation claims. Teck Cominco's affidavit was filed with the Court on May 8, 2006. WCC Docket No. 521. Ninety days are now passed and Teck Cominco respectfully requests the Court dismiss it from the subject litigation.

DATED this 07th day of September 2006.

GOUGH, SHANAHAN, JOHNSON & WATERMAN

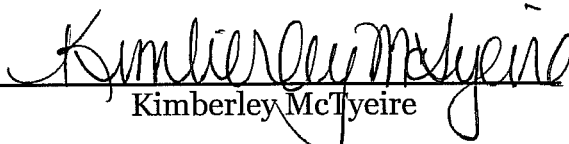

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Attorneys to Teck Cominco American Incorporated

CERTIFICATE OF SERVICE BY MAIL

I hereby certify that on the 14 day of September 2006, a true and correct copy of the foregoing *Motion for Dismissal* was sent to the Court electronically and mailed, postage pre-paid, and addressed to the attention of the following:

Mr. James G. Hunt
HUNT & MOLLOY LAW FIRM
PO Box 1711
Helena, Montana 59624



Kimberley McTyeire