

# GARLINGTON, LOHN & ROBINSON, PLLP

DAVID C. BERKOFF  
J. MICHAEL BOUCHEE  
STEPHEN R. BROWN  
GARY B. CHUMRAU  
RANDALL J. COLBERT  
LAWRENCE F. DALY  
KATHLEEN L. DESOTO  
CANDACE C. FETSCHER  
LUCY T. FRANCE  
GARY L. GRAHAM  
GREGORY L. HANSON  
THOMAS J. HARRINGTON  
DEAN A. HOISTAD  
WILLIAM EVAN JONES  
MAUREEN H. LENNON  
BRADLEY J. LUCK  
ROBERT C. LUKES  
TERRY J. MACDONALD  
ALAN F. MCCORMICK  
CHARLES E. MCNEIL  
ANITA HARPER POE  
SHANE N. REELY

Attorneys At Law  
199 West Pine • P. O. Box 7909  
Missoula, Montana 59807-7909  
406-523-2500  
Telefax 406-523-2595  
www.garlington.com

LARRY E. RILEY  
SUSAN P. ROY  
ROBERT E. SHERIDAN  
W. DENNIS STARKEL  
PETER J. STOKSTAD  
KEVIN A. TWIDWELL  
WILLIAM T. WAGNER  
KELLY M. WILLS

A. CRAIG EDDY, MD, JD  
OF COUNSEL - HEALTH LAW

J. C. GARLINGTON  
1908 - 1995

SHERMAN V. LOHN

(RETIRED)

R. H. "TY" ROBINSON

(RETIRED)

August 26, 2004

Clara Wilson, Deputy Clerk  
Workers' Compensation Court  
P.O. Box 537  
Helena, MT 59624-0537

Re: *Zenahlik v. State Fund*  
*WCC No. 2003-0840*

**FILED**

AUG 27 2004

OFFICE OF  
WORKER'S COMPENSATION JUDGE  
HELENA, MONTANA

Dear Clara:

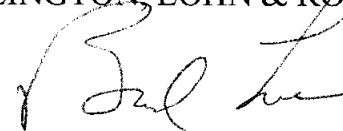
Pursuant to the WCC's Memo to the above-referenced file dated August 18, 2004, we want to inform the WCC that the State Fund has no objection to the filing of the Second Amended Petition for Hearing. It is our understanding that this matter will be stayed pending a decision from the Montana Supreme Court in *Ressor*. If we are operating under a misunderstanding, please let us know so that we can file a Response to Second Amended Petition.

If you have any questions or concerns, please do not hesitate to contact us at 523-2500.

Very truly yours,

GARLINGTON, LOHN & ROBINSON, PLLP

By



Bradley J. Luck

TJH:sec

c: James G. Hunt, Esq.  
Michael P. Heringer, Esq.  
David M. Sandler, Esq.  
Nancy Butler, Esq.  
Thomas E. Martello, Esq.