

FILED

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OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

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IN THE WORKERS' COMPENSATION COURT
FOR THE STATE OF MONTANA

CATHERINE E. SATTERLEE, et al.,)	WCC No. 2003-0840
)	
Petitioners,)	
)	
- vs. -)	
)	
LUMBERMAN'S MUTUAL CASUALTY)	
COMPANY, et al.,)	
)	
Respondents/Insurers.)	
)	

**MOTION OF MONTANA CONTRACTORS' ASSOCIATION AND NATIONAL FEDERATION
OF INDEPENDENT BUSINESS LEGAL FOUNDATION PURSUANT TO A.R.M. 24.5.309
TO INTERVENE FOR PURPOSE OF FILING AMICUS BRIEF**

The Montana Contractors' Association and the National Federation of Independent Business Legal Foundation through counsel, hereby move this Court to exercise its discretion and enter an order allowing the Montana Contractors' Association and the National Federation of Independent Business Legal Foundation to intervene in this case for the sole purpose of providing the Court with an *amicus curiae* brief on the legal issues presented by the motion for partial summary judgment filed by Petitioner Satterlee. This motion is made pursuant to the Court's administrative rules, and in particular, A.R.M. 24.5.309.

DOCKET ITEM NO. 213

The intervention is sought for the purpose of allowing the Montana Contractors' Association and the National Federation of Independent Business Legal Foundation to provide their voice on behalf of their membership on the important legal questions raised by Petitioner Satterlee's motion, including the constitutionality of Mont. Code Ann. § 39-71-710. The issues presented by Satterlee's motion could have tremendous financial impact upon all employers, employees, and taxpayers of this State. Therefore, the Court should benefit from having wide input from those who will potentially be affected by the Court's ultimate decision.

DATED this 18th day of July, 2005.

PHILLIPS & BOHYER, P.C.
*Attorneys for Montana Chamber of Commerce,
Montana Contractors' Association, and National
Federation of Independent Business Legal Foundation*

By 
John E. Bohyer

CERTIFICATE OF SERVICE

I, the undersigned, a representative of the law firm of Phillips & Bohyer, P.C., hereby certify that on this 18th day of July, 2005, I served the original "***Motion of National Federation of Independent Business Legal Foundation Pursuant to A.R.M. 24.5.309 to Intervene for Purpose of Filing Amicus Brief***" by depositing the same in the United States Mail, postage prepaid thereon, addressed as follows:

Ms. Patricia J. Kessner
Clerk of Court
Workers' Compensation Court
PO Box 537
Helena, MT 59624-0537

and a true and complete copy of the same to the following:

MOTION OF MONTANA CONTRACTORS' ASSOCIATION AND NATIONAL FEDERATION
OF INDEPENDENT BUSINESS LEGAL FOUNDATION PURSUANT TO A.R.M. 24.5.309
TO INTERVENE FOR PURPOSE OF FILING AMICUS BRIEF

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