

FILED

JAN 18 2006

Bradley J. Luck
GARLINGTON, LOHN & ROBINSON, PLLP
199 West Pine • P. O. Box 7909
Missoula, MT 59807-7909
Telephone (406) 523-2500
Telefax (406) 523-2595

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

Mr. Thomas E. Martello
Mr. Greg E. Overturf
Mr. David Hawkins
Montana State Fund
P. O. Box 4759
Helena MT 59604-4759

Attorneys for Respondent/Insurer, Montana State Fund

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

CATHERINE E. SATTERLEE, Petitioner, v. LUMBERMAN'S MUTUAL CASUALTY COMPANY, Respondent/Insurer.	WC Claim No. 788CU041791 UNOPPOSED MOTION TO MODIFY ORDER
JAMES ZENAHLIK, Petitioner, v. MONTANA STATE FUND, Respondent/Insurer.	WCC Claim No. 03-1977-06362-9
JOSEPH FOSTER, Petitioner, v. MONTANA STATE FUND, Respondent/Insurer.	WCC Claim No. 3-95-17425-3
DORIS BOWERS, Petitioner, v. PUTNAM & ASSOCIATES, Respondent/Insurer.	WCC Claim No. 290044312000

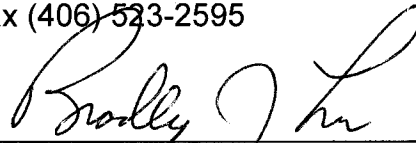
COMES NOW the Montana State Fund and moves the Court to modify the Order Denying Motion for Partial Summary Judgment dated December 12, 2005, at ¶ 11, replacing the citation to Montana Code Annotated § 39-71-703, with a citation to Montana Code Annotated § 39-71-702. It appears the Court intended to refer to the permanent total disability statute and inadvertently cited the permanent partial disability statute. Counsel for Petitioners was consulted concerning this request and has no objection.

DATED this 17th day of January, 2006.

Attorneys for Respondent/Insurer, Montana
State Fund:

GARLINGTON, LOHN & ROBINSON, PLLP
199 W. Pine • P. O. Box 7909
Missoula, MT 59807-7909
Telephone (406) 523-2500
Telefax (406) 523-2595

By



Bradley J. Luck

CERTIFICATE OF MAILING

I, the undersigned, of GARLINGTON, LOHN & ROBINSON, PLLP, Attorneys for Respondent/Insurer, Montana State Fund, hereby certify that on this 17th day of January, 2006, I mailed a copy of the foregoing **UNOPPOSED MOTION TO MODIFY ORDER**, postage prepaid, to the following persons:


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

Mr. Bryce R. Floch
P.O. Box 7310
Kalispell, MT 59904-0310

Mr. Michael P. Heringer
Brown Law Firm, P.C.
P. O. Box 849
Billings, MT 59103-0849

Mr. Thomas Murphy
P.O. Box 3226
Great Falls, MT 59403-3226

Mr. Larry W. Jones
700 SW Higgins Avenue, Suite 108
Missoula, MT 59803-1489



Rhonda Dursma

garlington|lohn|robinson



199 West Pine Street
P.O. Box 7909
Missoula, Montana 59807-7909
(406) 523-2500
Fax (406) 523-2595
www.garlington.com

David C. Berkoff
J. Michael Bouchee
Stephen R. Brown
Gary B. Chumrau
Randall J. Colbert
Lawrence F. Daly
Kathleen L. DeSoto
Caudace C. Fetscher
Lucy T. France
Gary L. Graham
Charles E. Hansberry
Gregory L. Hanson
Malin Stearns Johnson
William Evan Jones
Maureen H. Lennon
Bradley J. Luck
Robert C. Lukes
Alan F. McCormick
Charles E. McNeil
Anita Harper Poe
Shane N. Reely
Larry E. Riley
Susan P. Roy
Robert E. Sheridan
Peter J. Stokstad
Kevin A. Twidwell
William T. Wagner
Kelly M. Wills

January 17, 2006

A. Craig Eddy, MD, JD
OF COUNSEL - HEALTH LAW

J. C. Garlington
1908 - 1995
Sherman V. Lohn
(Retired)
R. H. "TV" Robinson
(Retired)

Patricia Kessner, Clerk
Workers' Compensation Court
P.O. Box 537
Helena, MT 59624-0537

RE: Satterlee, et al v. Montana State Fund, et al.
WCC No. 2003-840

Dear Ms. Kessner:

Enclosed for filing please find State Fund's Unopposed Motion to Modify Order in the above-mentioned matter. Also, we have enclosed an Order for the Judge's consideration. Thank you for your assistance. If you have any questions, please call.

Very truly yours,

GARLINGTON, LOHN & ROBINSON, PLLP


Bradley J. Luck

BJL:rad

Enc.

c: Mr. James G. Hunt (w/enc.)
Mr. Michael P. Heringer (w/enc.)
Mr. Larry W. Jones (w/enc.)
Mr. Bryce R. Floch (w/enc.)
Mr. Thomas Murphy (w/enc.)