

**FILED**

JAN 23 2006

OFFICE OF  
WORKER'S COMPENSATION JUDGE  
HELENA, MONTANA

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Alliance, ASARCO, Inc., Benefits, Continental Casualty Co.,  
Golden Sunlight Mines, Northwest Healthcare, Corp.,  
Northwestern Energy, LLC, F.H. Stoltze Land &  
Lumber Co. and Safeway.

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

<p>CASSANDRA SCHMILL,  Petitioner,  v.  LIBERTY NORTHWEST INSURANCE CORPORATION,  Respondent/Insurer,  and  MONTANA STATE FUND,  Intervenor.</p>	<p>WCC NO. 2001-0300  <b>MOTION FOR EXTENSION OF TIME</b></p>
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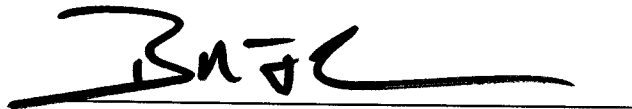
COMES NOW Bryce R. Floch, on behalf of the insurers/ self insureds identified above, and hereby moves this Court for its order granting the insurers/self insureds identified above until March 23, 2006 to respond to the December 7, 2005 Amended Summons and Notice of Attorney Lien. The insurers/self insureds are in the process of searching claims files to determine if they have any claims in which occupational

DOCKET ITEM NO. 1124

disease benefits were apportioned. Given the lengthy time frame encompassed by the Petitioner's Notice of Attorney Lien, and the time necessary to review all pertinent occupational disease claim files, the above referenced insurers/self insureds are unable to file an affidavit or answer by the Court's deadline. Neither Petitioner, nor Petitioner's counsel, will be prejudiced by this extension.

DATED this 23<sup>rd</sup> day of January, 2006.

HAMMER, HEWITT & JACOBS, PLLC

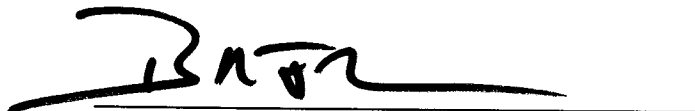


Bryce R. Floch  
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**CERTIFICATE OF SERVICE**

This is to certify that I, David M. Sandler sent on this 23<sup>rd</sup> day of January, 2006, the forgoing attached **MOTION FOR EXTENSION OF TIME** was duly serviced upon the following attorneys of record, by depositing a true copy thereof in the United States mail, postage paid, addressed as:

Laurie Wallace  
PO Box 2020  
Columbia Falls, MT 59912



Bryce R. Floch

# HAMMER, HEWITT & JACOBS, PLLC

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POOKIE BROWN, PARALEGAL  
PAUL WARDINGTON, PARALEGAL  
JARA STANFORD, PARALEGAL

January 23, 2006

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

RE: Schmill Common Fund

Dear Pat:

Enclosed please find our Motion for Extension of Time. Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Jara Stanford, Paralegal to  
Bryce R. Floch