

FILED

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OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

CASSANDRA SCHMILL,

Petitioner,

vs.

LIBERTY NORTHWEST INSURANCE
CORPORATION,

Respondent/Insurer,

and

MONTANA STATE FUND,

Intervenor.

WCC No. 2001-0300

**MOTION TO STRIKE MOTION TO
DISMISS AND AFFIDAVIT IN
SUPPORT THEREOF**

On March 10th, FedEx Ground Package System, Inc., filed a Motion to Dismiss and Affidavit in support thereof in the above-entitled action. The undersigned counsel for FedEx Ground Package System, Inc. advises that FedEx Ground Package System, Inc. was never a named party to this action, and that the Motion to Dismiss and supporting Affidavit was filed erroneously in this action. Accordingly, FedEx Ground Package System, Inc., hereby requests that this Court strike the Motion to Dismiss and Affidavit in support thereof (Document No. 239 on this Court's *Schmill* website). Counsel for Petitioner has been notified of this motion and does not object.

Dated this 15th day of March, 2006.

CROWLEY, HAUGHEY, HANSON,
TOOLE & DIETRICH P.L.L.P.

By: 

STEVEN W. JENNINGS

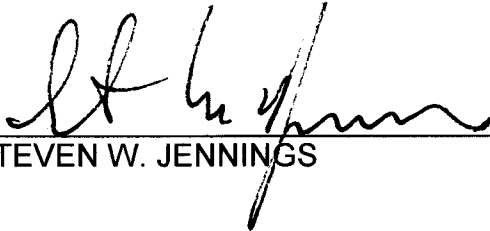
Attorneys for FedEx Ground Package
System, Inc.

DOCKET ITEM NO. 249

CERTIFICATE OF SERVICE

I, STEVEN W. JENNINGS, one of the attorneys for the law firm of ^{Or}Gowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the 15th day of March, 2006, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Ms. Laurie Wallace
Bothe & Lauridsen, P.C.
PO Box 2020
Columbia Falls, MT 59912



STEVEN W. JENNINGS