

NOV 30 2006

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

OFFICE OF WORKERS' COMPENSATION JUDGE HELEN MONTANA

WCC No. 2001-0300

Cassandra M. Schmill

Petitioner

vs.

Liberty Northwest Insurance Corporation

Respondent/Insurer.

AFFIDAVIT

STATE OF FLORIDA)

: ss.

County of PALM BEACH)

¶1 I, Marianna Valer, CP-Certified Paralegal (NAME), being first duly sworn upon oath, depose and say:

¶2 I, Marianna Valer (NAME), am the Legal Analyst (POSITION) of Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER).

¶3 In my capacity as Legal Analyst (POSITION) of Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER), I am authorized to make the statements set forth in this affidavit on behalf of Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER) and to bind Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER) by these statements.


¶4 After a review of our records, I swear under oath that Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER) should be dismissed from the above-entitled action for any or all of the following reasons (check any or all that apply):

- _____ (NAME OF INSURER OR SELF-INSURER) has never written workers' compensation insurance in the state of Montana;
- _____ (NAME OF INSURER OR SELF-INSURER) does not have any Montana claims;
- Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER) has no claimants meeting the Court's criteria in this matter as set forth in the summons;
- _____ (NAME OF INSURER OR SELF-INSURER) was or is in liquidation during the period in question set forth in the amended summons served upon me.

¶15 I understand that the Montana Workers' Compensation Court may allow a period of up to 90 days from the date of filing this affidavit within which counsel for Petitioner[s] may conduct discovery and investigation for the limited purpose of proving or disproving the foregoing statement(s) made by me on behalf of Lumbermen's Underwriting Alliance (NAME OF INSURER OR SELF-INSURER). After such 90 days, if no objection is lodged by counsel for Petitioner[s], the Court will dismiss the insurer/self-insurer from this action based on the sworn statements made by me in this affidavit.

¶16 I declare under penalty of perjury that the foregoing is correct.

DATED this 10 day of November, 2006



 (Name)

 Legal Analyst

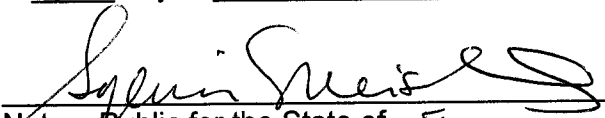
 (Title)

Signed and sworn to before me this 10 day of NOVEMBER, 2006



Sylvia Meisoles
 My Commission DD191410
 Expires April 22, 2007

(SEAL)



 Notary Public for the State of FL.
 Residing at: 2501 N. Military Trail Bk FL 33431
 My Commission Expires: _____