

**Bockman, Jacqueline**

**From:** Bockman, Jacqueline  
**Sent:** Monday, May 19, 2008 4:31 PM  
**To:** 'Laurie Wallace'; 'Bryce Floch'  
**Cc:** 'sheaxii@aol.com'; Shea, Jim; Blaner, Jeanine  
**Subject:** RE: Schmill

**FILED**

MAY 19 2008

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

Counsel,

Judge Shea has read your e-mails and agrees with Laurie.

Bryce, please prepare an amended notice of joinder.

Thank you.

**Jackie Bockman**  
**Deputy Clerk of Court**  
**Workers' Compensation Court**  
**[jbockman@mt.gov](mailto:jbockman@mt.gov)**

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**From:** Laurie Wallace [mailto:[legalpad@digisys.net](mailto:legalpad@digisys.net)]  
**Sent:** Monday, May 19, 2008 9:49 AM  
**To:** 'Bryce Floch'; Bockman, Jacqueline  
**Subject:** RE: Schmill

Jackie – If Lumberman's has been dismissed, it doesn't have the option to stay on the caption. It is no longer a party. If Bryce wants Lumberman's to stay on the caption, then he should file a motion to void the dismissal and get Lumberman's back in the litigation as a party. There is no such thing as a "bystander party."

Sincerely,

Laurie Wallace  
Bothe & Lauridsen, P.C.  
P.O. Box 2020  
Columbia Falls, MT 59912  
Tel: 406-892-2193  
Fax: 406-892-0207  
<[legalpad@digisys.net](mailto:legalpad@digisys.net)>

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**From:** Bryce Floch [mailto:[brycefloch@attorneysmontana.com](mailto:brycefloch@attorneysmontana.com)]  
**Sent:** Friday, May 16, 2008 9:56 AM  
**To:** 'Bockman, Jacqueline'  
**Cc:** 'Laurie Wallace'  
**Subject:** RE: Schmill

DOCKET ITEM NO. 426

5/19/2008

Jackie:

After thinking about your question regarding an amended notice, it seems keeping the caption the same may be appropriate. Lumberman's was dismissed without prejudice. If either the WCC or Montana Supreme Court dismisses this action with prejudice, Lumpbermans would be entitled to that dismissal instead of a dismissal without prejudice. As such, it seems appropriate to keep them on my caption. If the Court thinks otherwise I am happy to amend the notice. Thanks Jackie, and enjoy the wonderful weather this weekend!!

Bryce R. Floch  
Attorney at Law

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100 Financial Drive, Suite 100  
P.O. Box 7310  
Kalispell, MT 59901  
Telephone: (406) 755-2225  
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My E-mail: [brycefloch@attorneymontana.com](mailto:brycefloch@attorneymontana.com)

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*Thank you for your assistance.*

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**From:** Bockman, Jacqueline [mailto:[jbockman@mt.gov](mailto:jbockman@mt.gov)]  
**Sent:** Thursday, May 15, 2008 3:21 PM  
**To:** Bryce R. Floch ([brycefloch@attorneymontana.com](mailto:brycefloch@attorneymontana.com))  
**Cc:** Laurie Wallace ([legalpad@digisys.net](mailto:legalpad@digisys.net))  
**Subject:** Schmill

Schmill v. Liberty Northwest Ins. Corp. and Montana State Fund

Bryce,

I have docketed the Notice of Joinder of Opening Brief Regarding Gateway Legal Issues for your various clients. I noticed that Lumberman's Underwriting Alliance has been dismissed by Order dated August 9, 2007. Do you want to send in an amended notice of joinder?

5/19/2008

Thank you.

**Jackie Bockman**  
**Deputy Clerk of Court**  
**Workers' Compensation Court**  
**[jbockman@mt.gov](mailto:jbockman@mt.gov)**

5/19/2008