

FILED

MAY 23 2008

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

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Attorneys for ASARCO, Inc., Benefis Healthcare, Continental Casualty Co.,
Golden Sunlight Mines, Northwest Healthcare, Corp.,
Northwestern Energy, LLC, F.H. Stoltze Land &
Lumber Co., Plum Creek Timber Co. Inc, Rosauers,
and Safeway.

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

CASSANDRA SCHMILL,

Petitioner,

v.

LIBERTY NORTHWEST INSURANCE
CORPORATION,

Respondent/Insurer,

and

MONTANA STATE FUND,

Intervenor.

WCC NO. 2001-0300

AMENDED NOTICE OF JOINDER OF
OPENING BRIEF REGARDING
GATEWAY LEGAL ISSUES

COMES NOW the above referenced insurers, by and through their attorney of record, and hereby joins in, and by this reference incorporates as if fully set forth herein, the arguments set forth by the "Responding Insurers" in their opening brief (Docket #419) regarding gateway legal issues. Responding Insurers' motion to dismiss should be granted and all insurers who have appeared in this action should be dismissed, with prejudice, as a matter of law.

DOCKET ITEM NO. 427

DATED this 21st day of May, 2008.

HAMMER, HEWITT, JACOBS & FLOCH, PLLC



Bryce R. Floch

CERTIFICATE OF SERVICE

This is to certify that I, Bryce R. Floch sent on this 21st day of May, 2008, the forgoing attached AMENDED NOTICE OF JOINDER OF OPENING BRIEF REGARDING GATEWAY LEGAL ISSUES 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