

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2001 - 0300

FILED

CASSANDRA SCHMILL

MAR - 7 2012

Petitioner

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

vs.

LIBERTY NORTHWEST INSURANCE CORPORATION

Respondent/Insurer,

MONTANA STATE FUND

Intervenor.

AFFIDAVIT

STATE OF MONTANA)

: ss.

County of Custer)

¶1 I, Janet Bastian, being first duly sworn upon oath, depose and say:

¶2 I, Janet Bastian, am the Administrator of Montana Health Network Workers' Compensation Insurance Trust.

¶3 In my capacity as Administrator of Montana Health Network Workers' Compensation Insurance Trust, I am authorized to make the statements set forth in this affidavit on behalf of Montana Health Network Workers' Compensation Insurance Trust and to bind Montana Health Network Workers' Compensation Insurance Trust by these statements.

¶4 After a review of our records, I swear under oath that Montana Health Network Workers' Compensation Insurance Trust should be dismissed from the above-entitled action for any or all of the following reasons:

Montana Health Network Workers' Compensation Insurance Trust has no claimants meeting the Court's criteria in this matter as set forth in the summons

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¶5 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 Montana Health Network Workers' Compensation Insurance Trust. 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.

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

DATED this 21st day of July, 2011.

Janet Bastian
(Name)
Administrator
(Title)

Signed and sworn to before me this 21st day of July, 2011.

Jody A. Fiechtner
[Signature of Notary]
Jody A. Fiechtner
[Typed, stamped, or printed Name of Notary]
Notary Public for the State of Montana
Residing at Miles City, Montana
My commission expires: Jan. 10 2015

(NOTARIAL SEAL)