

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2001 - 0300

FILED

CASSANDRA SCHMILL

AUG 29 2012

Petitioner

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

vs.

LIBERTY NORTHWEST INSURANCE CORPORATION

Respondent/Insurer,

MONTANA STATE FUND

Intervenor.

AFFIDAVIT

STATE OF North Carolina)

: ss.

County of Mecklenburg)

1. I, Robert Baer, being first duly sworn upon oath, depose and say:
2. I, Robert Baer, am the Assistant Vice President for **Arrowood Indemnity Company, successor in interest to Security Insurance Company of Hartford, successor in interest to Guaranty National Insurance Company ("Guaranty")**.
3. In my capacity as Assistant Vice President of **Guaranty**, I am authorized to make the statements set forth in this affidavit on behalf of **Guaranty** and to bind **Guaranty** by these statements.
4. After a review of our records, I swear under oath that **Guaranty** should be dismissed from the above-entitled action for any or all of the following reasons (check any or all that apply):


DOCKET ITEM NO. 567

- Guaranty** has never written workers' compensation insurance in the State of Montana;
- Guaranty** does not have any Montana claims;
- Guaranty** has no claimants meeting the Court's criteria in this matter as set forth in the summons;
- Guaranty** 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 **Guaranty**. 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.

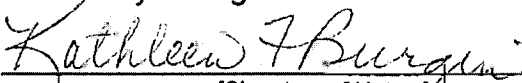
¶16 I declare under penalty of perjury that the foregoing is correct.

DATED this 28th day of August 2012.



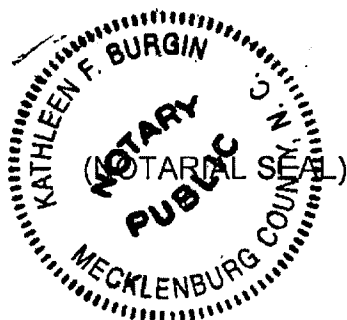
 Robert Baer
 Assistant Vice President, Arrowood Indemnity Company

Signed and sworn to before me this 28th day of August 2012.



 [Signature of Notary]
 Kathleen F. Burgin

 [Typed, stamped, or printed Name of Notary]



Notary Public for the State of North Carolina
 Residing at Charlotte
 My commission expires: 06/22/2016