

STATE OF OREGON)
)
) : ss.
)
County of Multnomah)

Danielle Barton, being first duly sworn, states that I have personal knowledge of the following facts:

1. I am a Product Line Manager for ESIS, Inc. ESIS is a Third Party Administrator (TPA) for ACE Group Workers' Compensation claims.

2. I am authorized to make the statements set forth in this affidavit on behalf of ACE Fire Underwriters Insurance Company, Century Indemnity Company, Indemnity Insurance Company of North America, ACE Indemnity Insurance Company, Pacific Employers Insurance Company, Bankers Standard Fire & Marine, ACE American Insurance Company, and Bankers Standard Insurance Company (collectively the "Insurers") and to bind the Insurers by these statements.

3. After a review of applicable records, I swear under oath that for all workers' compensation and occupational disease claims adjusted by ESIS, the Insurers should be dismissed from the above-entitled action because none of the Insurers has claimants meeting the Court's criteria in this matter as set forth in the Summons.

4. 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 may conduct discovery and investigation for the limited purpose of proving or disproving the foregoing statement(s) made by me on behalf of the Insurers. After such

2. **AFFIDAVIT OF DANIELLE BARTON**

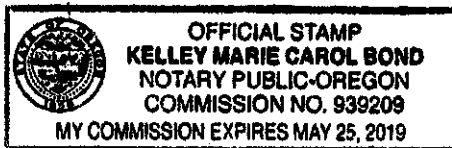
90 days, if no objection is lodged by counsel for Petitioner, the Court will dismiss the Insurers from this action based on the sworn statements made by me in this affidavit.

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

DATED this 2nd day of September, 2015.

Danielle Barton
DANIELLE BARTON

Subscribed and sworn to before me this 2 day of September, 2015.



Kelley Bond
(Signature)

Kelley Bond
(Print name)

Notary Public for the State of Oregon

Residing at Multnomah

My Commission Expires: May 25, 2019

3. AFFIDAVIT OF DANIELLE BARTON

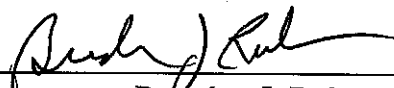
CERTIFICATE OF SERVICE BY MAILING

This is to certify that on the 10th day of September, 2015, the foregoing attached AFFIDAVIT OF DANIELLE BARTON was duly served upon the following attorneys of record by depositing a true copy thereof in the United States mails, postpaid, addressed as follows, to-wit:

Laurie Wallace, Esq.
Bothe & Lauridsen, P.C.
P.O. Box 2020
Columbia Falls, Montana 59912

Attorneys for Petitioner

POORE, ROTH & ROBINSON, P.C.

By 
Brendon J. Rohan