

IN THE WORKERS COMPENSATION COURT OF THE STATE OF MONTANA
IN AND FOR THE AREA OF KALISPELL
BEFORE THE WORKERS' COMPENSATION JUDGE

CASSANDRA SCHMILL,)
)
Petitioner,)
)
vs.)
)
LIBERTY NW INS. CORP.,)
)
Respondent/Insurer,)
)
and)
)
MONTANA STATE FUND,)
)
Intervenor.)
_____)

WCC NO. 2001-0300

ORDER FOR *CY PRES*
DESIGNATION AND RELEASE OF
CERTAIN FUNDS

FILED

JUN - 8 2016

OFFICE OF
WORKER'S COMPENSATION JUDGE
HELENA, MONTANA

UPON MOTION OF COUNSEL, having considered the accounting submitted by counsel, and finding that the plans have all been implemented, and for good cause shown, the Court hereby **ORDERS AND IMPOSES *CY PRES*** on the amount of \$7,518.39 remaining in unclaimed *Schmill* benefits held by the Respondent, Liberty NW Insurance Company.

Upon further consideration of the motion of counsel, the Court further orders that the four *Schmill* claimants identified by the Respondent with unclaimed benefits shall be barred by Court order from asserting any claim against Respondent for additional funds which are the subject of this Order.

The Court further directs the Respondent to prepare and send checks for the whole *CY PRES* amount, after withholding a 25% attorney fee of \$1,879.60, of \$5,638.79 to the Montana Justice Foundation within 14 days of the Court's Order.

DATED in Helena, Montana, this 3rd day of ^{June} ~~May~~, 2016.



(SEAL)

David M. Jurek
JUDGE

Laurie Wallace (via e-mail)
Larry Jones (via e-mail)

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