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FILED

JUN 10 2016

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

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

CASSANDRA SCHMILL,)	
)	WCC NO. 2001-0300
Petitioner,)	
)	
vs.)	PETITIONER'S MOTION FOR ORDER
)	TO SHOW CAUSE
LIBERTY NW INS. CORP.,)	
)	
Respondent/Insurer,)	
)	
and)	
)	
MONTANA STATE FUND,)	
)	
Intervenor.)	
_____)	

COMES NOW the Petitioner, CASSANDRA SCHMILL, by and through her attorneys of record, and moves the Court for an Order directing the insurers identified below to show cause within ten (10) days of the date of the Court's Order why they have never filed either an answer to the Petitioner's common fund claim and request for enforcement of her attorney's lien, or completed an affidavit thereby establishing a factual basis for being dismissed from the *Schmill* litigation pursuant to the Court's Order dated December 7, 2005. Petitioner's counsel has repeatedly requested that the below named insurers respond to the Court's Order without success. To the Petitioner's knowledge, the below named insurers are the only remaining insurers who have not complied with the Court's Order by properly undertaking a review of their Montana claim files for identification of *Schmill* claimants.

The remaining insurers who have not complied with the Court's Order of December 7, 2005, and the names and addresses of the attorneys who represent them, are as follows:

DOCKET ITEM NO. 639

1. Mr. Oliver Goe
BROWNING, KALECZYE,
BERRY & HOVEN, PC
P.O. Box 1697
Helena, MT 59624

American Hardware Mutual Ins. Co.
Argonaut Ins. Co.
Argonaut Midwest Ins. Co.
Argonaut Northwest Ins. Co.
Electric Ins. Co.
Transport Ins. Co.

2. Mr. Todd Hammer
HAMMER & QUINN, PLLC
P.O. Box 7310
Kalispell, MT 59904-0310

ASARCO Inc.
Benefis Health Care
Continental Casualty Co.
FH Stoltze Land & Lumber Co.
Golden Sunlight Mines Inc.
Northwest Healthcare Corp.
Northwestern Energy
Plum Creek Mgmt Co. LP
Plum Creek Timber Co. Inc.
Plum Creek Timber Co. LP
Rosauers Supermarkets Inc.
Safeway Inc.
Safeway Stores Inc.

3. Mr. Ronald Atwood
333 SW 5th Ave., Ste. 200
Portland, OR 97204-1748

J H Kelly LLC
Louisiana Pacific Corp.

4. Mr. Steve Jennings
CROWLEY FLECK, PLLP
P.O. Box 2529
Billings, MT 59103-2529

Combined Benefits Ins. Co.
St. Paul Fire & Marine Ins. Co.
St. Paul Guardian Ins. Co.
St. Paul Medical Liability Ins. Co.
St. Paul Mercury Ins. Co.
St. Paul Protective Ins. Co.
Travelers Casualty & Surety Co. of America
Travelers Casualty & Surety Co.
Travelers Casualty Co of Conn
Travelers Casualty Ins. Co. of America
Travelers Commercial Casualty Co.
Travelers Commercial Ins. Co.
Travelers Ind. Co. of America
Travelers Indemnity Co.
Travelers Indemnity Co of CT
Travelers Property & Casualty Ins. Co.
Travelers Property Casualty Co of America

DATED this 8 of June, 2016.

ATTORNEYS FOR PETITIONER

BOTHE & LAURIDSEN, P.C.
P.O. Box 2020
Columbia Falls, MT 59912
Telephone: (406) 892-2193

By:


LAURIE WALLACE

CERTIFICATE OF MAILING

I, Robin Stephens, do hereby certify that on the 8 day of June, 2016, I served a true and accurate copy of the PETITIONER'S MOTION FOR ORDER TO SHOW CAUSE by U.S. mail, first class, postage prepaid to the following:

Mr. Oliver Goe
BROWNING, KALECZYE,
BERRY & HOVEN, PC
P.O. Box 1697
Helena, MT 59624

Mr. Todd Hammer
HAMMER & QUINN, PLLC
P.O. Box 7310
Kalispell, MT 59904-0310

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Robin Stephens