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Attorneys for Petitioner/Schmill

**FILED**

DEC 29 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
	)	TELEPHONIC ATTORNEY FEE HEARING
LIBERTY NW INS. CORP.,	)	
	)	
Respondent/Insurer,	)	
	)	
and	)	
	)	
MONTANA STATE FUND,	)	
	)	
Intervenor.	)	
_____	)	

COMES NOW the Petitioner, CASSANDRA SCHMILL, by and through her attorney of record, and moves the Court to change the upcoming attorney fee hearing scheduled for January 6, at 9:00 AM from an in-person hearing to a telephonic hearing. Pursuant to the attached Affidavit, Petitioner's counsel has confirmed that three of the five claimants who received *Schmill* benefits from Travelers and its subsidiary companies or Combined Benefits Ins. Co. or ASARCO do not intend to object to the attorney fee request, whether in writing or in person and two have had their notice of attorney fee hearing returned, as well as a follow up letter. Since none of the claimants will be objecting to the attorney fees, the Petitioner does not see the need for an in-person hearing. The Petitioner has discussed this motion with defense counsel and has been advised that the Respondents do not object.

DOCKET ITEM NO. 712

PDF

K-12-29-16

DATED this 29 of December, 2016.

ATTORNEYS FOR PETITIONER

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By: Laurie Wallace  
LAURIE WALLACE

CERTIFICATE OF MAILING

I, Aline Faulconer, do hereby certify that on the 29th day of December, 2016, I served a true and accurate copy of the PETITIONER'S MOTION FOR TELEPHONIC ATTORNEY FEE HEARING by e-mail and U.S. mail, first class, postage prepaid to the following:

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

Mr. Quinlan L. O'Connor  
Agency Counsel for Montana DLI  
P.O. Box 1728  
Helena, MT 59624-1728

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