

1625 11<sup>TH</sup> AVENUE  
P.O. BOX 537  
HELENA, MT 59624-0537



PHONE 406-444-7794  
FAX 406-444-7798  
TDD 406-444-0532  
WWW.WCC.DLI.MT.GOV

## WORKERS' COMPENSATION COURT

JAMES JEREMIAH SHEA  
JUDGE

November 13, 2008

Brian Lajoie  
Claims Manager  
Transport Insurance Company  
1300 Highland Corporate Drive  
Suite 103  
Cumberland, RI 02864

Re: *Schmill v. Liberty Northwest Ins. Corp.*, WCC No. 2001-0300  
*Stavenjord v. Montana State Fund*, WCC No. 2000-0207  
*Reesor v. Montana State Fund*, WCC No. 2002-0676

Dear Mr. Lajoie:

The Court has received your requests for dismissal in each of the above cases.

As to *Schmill*, this case is on appeal at the Montana Supreme Court and the Workers' Compensation Court does not have jurisdiction to dismiss any parties. Once the Supreme Court remands the matter back to this Court, we will have jurisdiction to issue any orders of dismissal at that point.

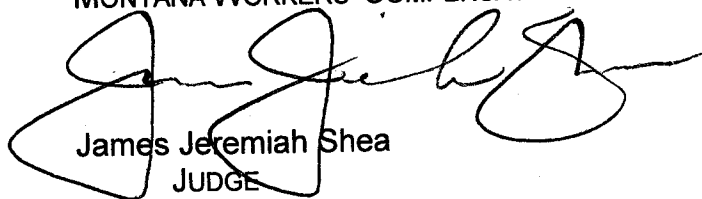
As to *Stavenjord*, this case has not been certified as a common fund so any dismissal would be premature. Accordingly, Transport Insurance Company cannot be dismissed from the action since it is not a party.

As to *Reesor*, this Court issued an order denying common fund certification. The case was appealed to the Montana Supreme Court, but remanded pending settlement with the Montana State Fund. We anticipate notifying insurers as to how this matter will proceed in the near future.

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Please feel free to contact the Court if you have any questions.

Sincerely,  
MONTANA WORKERS' COMPENSATION COURT



James Jeremiah Shea  
JUDGE

JJS/JB