

**Bockman, Jacqueline**

**From:** Bockman, Jacqueline  
**Sent:** Wednesday, March 07, 2007 3:46 PM  
**To:** Thomas J. Murphy (tommurphy@qwest.net); Bradley J. Luck (bjluck@garlington.com); Thomas E. Martello (Martello, Tom)  
**Cc:** Shea, Jim; Simon, Paul; Blaner, Jeanine  
**Subject:** Stavenjord v State Fund

**FILED**

MAR - 7 2007

OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

*Stavenjord v. Montana State Fund*  
WCC No. 2000-0207

Counsel,

Montana State Fund filed its Report to Court on January 22, 2007, presenting a proposed procedure to identify potential beneficiaries and submitting that it is not "impracticable or impossible" for this Court to supervise identification and notification of potential beneficiaries without the intervention of outside counsel.

Prior to scheduling a conference to discuss the report, the Court invited Ms. Stavenjord's counsel to file an *amicus curiae* response, the purpose of this being that Montana State Fund would then be prepared to address any questions or concerns raised in this *amicus* filing during the time of the conference.

As Mr. Murphy has not notified the Court of his intention to file an *amicus* response and the deadline for notifying the Court having expired on February 25, 2007, the Court is assuming Mr. Murphy will not be filing a response to State Fund's report nor participating in the conference. Mr. Murphy, please advise the Court as soon as possible if this assumption is not correct.

In reviewing the Court's calendar, the following dates appear available for the conference:

04/23/07, 04/24/07, 04/25/07, 04/26/07.

It is also distinctly possible that dates may become available during the weeks of 03/26/07, 04/02/07, and 04/16/07, which are presently blocked out for the regularly scheduled trial dockets in Great Falls, Missoula, and Billings. In the event that none of the above dates are available, please advise if there are days during these three weeks that may work. Obviously, I would like to have this conference conducted as soon as possible.

Please notify the Court which of these dates will work with your schedules. I believe it would be most productive if we conduct the conference at the State Fund's offices so that, if any questions arise which require access to records, we will be onsite for that purpose.

Thank you for your cooperation in this matter. Please do not hesitate to contact the Court if you have any questions.

Jim Shea  
Judge  
Montana Workers' Compensation Court

3/7/2007

DOCKET ITEM NO. 99