

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2001-0286

KELLY WILD

Petitioner

vs.

MONTANA STATE FUND

Respondent/Insurer.

ORDER TO SHOW CAUSE WHY THE PETITION SHOULD NOT BE DISMISSED

¶1 On August 30, 2004, Montana State Fund filed a progress report with this Court, pursuant to this Court's directive of August 17, 2004. At that time, Montana State Fund advised this Court that it awaited word from opposing counsel regarding a proposed Joint Statement of Stipulated Facts.

¶2 Over a year and a half has passed since Montana State Fund's Progress Report was received by this Court. Since that time, this Court has received no further progress reports from the parties, nor has it received any other communications from the parties regarding this case.

¶3 THEREFORE, IT IS HEREBY ORDERED that Petitioner show cause, if any, why his petition should not be dismissed by this Court. Petitioner shall have 30 days in which to respond in writing to this Order, and shall serve a copy of the response on Respondent. Respondent shall then have 14 days in which to serve its written response to Petitioner's arguments. The Court will then decide whether the petition should be dismissed.

DATED in Helena, Montana, this 4th day of October, 2006.

(SEAL)

/s/ JAMES JEREMIAH SHEA
JUDGE

c: Mr. Geoffrey C. Angel
Mr. James G. Hunt
Mr. Lucas J. Foust
Mr. Bradley J. Luck
Mr. Greg E. Overturf
Mr. Larry W. Jones