

Larry W. Jones  
Law Office of Jones & Garber  
An Insurance Company Law Division  
700 SW Higgins Avenue, Suite 108  
Missoula, MT 59803-1489  
(406) 543-2420  
(406) 829-3436 (FAX)

Attorney for Intervenor Liberty Northwest Ins. Corp.

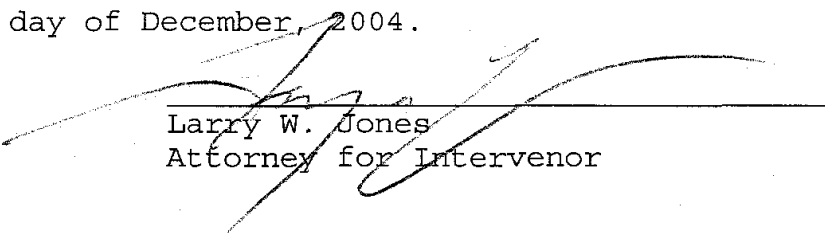
IN THE SUPREME COURT OF THE STATE OF MONTANA

MONTANA STATE FUND,	)	No. 04-797
	)	
Petitioner,	)	
	)	
vs.	)	<b>LIBERTY NORTHWEST'S</b>
	)	<b>SUMMARY RESPONSE TO</b>
WORKERS' COMPENSATION COURT OF ,	)	<b>THE PETITION OF THE</b>
OF THE STATE OF MONTANA, HONORABLE	)	<b>MONTANA STATE FUND</b>
MIKE McCARTER, WORKERS'	)	
COMPENSATION COURT JUDGE,	)	
	)	
Respondent.	)	
	)	
and	)	
	)	
ROBERT FLYNN and CARL MILLER,	)	
Individually and on Behalf of	)	
Others Similarly Situated,	)	
	)	
and	)	
	)	
LIBERTY NORTHWEST INSURANCE CORP.	)	
	)	
Intervenor.	)	

COMES NOW the above-named Intervenor pursuant to the Court's order filed December 7, 2004 and Rule 17(f) of the Montana Rules of Appellate Procedure.

The Court in its order has requested a simple statement of whether Liberty concurs or disagrees with the order of the Workers' Compensation Court which is the subject of the petition for supervisory control herein, i.e., Flynn and Miller v. Montana State Fund and Liberty Northwest Ins. Corp., Decision and Order Regarding Disclosure of Claimant Information, 2004 MTWCC 75, filed November 5, 2004. Liberty CONCURS with the lower court's order.

DATED this 20 day of December, 2004.



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Larry W. Jones  
Attorney for Intervenor

CERTIFICATE OF SERVICE

I hereby certify that on the 20 day of December, 2004, I served the original of the foregoing, first-class mail, postage prepaid, on the following:

Ed Smith  
Clerk of the Supreme Court  
Montana Supreme Court  
215 North Sanders, Room 323  
Justice Building  
Helena, MT 69620-3003

and a copy of the same to the following:

Rex Palmer  
Attorneys, Inc., P.C.  
301 West Spruce  
Missoula, MT 59802

Bradley J. Luck  
Garlington, Lohn & Robinson, PLLP  
P. O. Box 7909  
Missoula, MT 59807-7909

Thomas J. Harrington  
Garlington, Lohn & Robinson, PLLP  
P. O. Box 7909  
Missoula, MT 59807-7909

Thomas E. Martello  
Legal Counsel  
Montana State Fund  
P. O. Box 4759  
Helena, MT 59604-4759

The Honorable Mike McCarter  
Workers' Compensation Court  
P. O. Box 537  
Helena, MT 59624

  
\_\_\_\_\_  
Cindy Brown Felton

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**LAW OFFICE OF JONES & GARBER**

*An Insurance Company Law Division*

700 SW HIGGINS AVENUE, SUITE 108 • MISSOULA, MT 59803-1489

TELEPHONE 406-543-2446 • FACSIMILE 406-829-3436

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Larry W. Jones  
406-543-2420  
[LarryW.Jones@llawoffice.com](mailto:LarryW.Jones@llawoffice.com)

Carrie L. Garber  
406-543-2434  
[Carrie.Garber@llawoffice.com](mailto:Carrie.Garber@llawoffice.com)

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December 20, 2004

Ed Smith  
Clerk of the Supreme Court  
Montana Supreme Court  
215 North Sanders, Room 323  
Justice Building  
Helena, MT 69620-3003

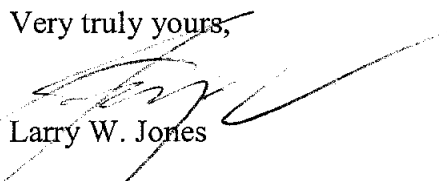
RE: Montana State Fund v. Workers' Compensation Court, et al.  
Case No. 04-797

Dear Ed:

Enclosed for filing with the Court is an original and seven copies of Liberty Northwest's Summary Response to the Petition for the Montana State Fund.

If you have any questions, please contact me.

Very truly yours,

  
Larry W. Jones

LWJ/cb

Enclosure

c: Rex Palmer, Bradley J. Luck, Thomas J. Harrington, Thomas E. Martello, The Honorable Mike McCarter (w/ enc.)

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