

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

2004 MTWCC 61A

WCC No. 2002-0493

MONTANA STATE FUND

Petitioner

IN RE: The Workers' Compensation Benefits of
TUCKER NOONKESTER

and

TUCKER NOONKESTER

Petitioner

vs.

MONTANA STATE FUND

Respondent/Insurer for

C&S CONSTRUCTION, INCORPORATED

Employer.

JUDGMENT

*Appealed to Supreme Court 10/12/04
Affirmed 07/25/06*

¶1 Having received petitioner Tucker Noonkester's election to repudiate workers' compensation benefits, the petitions in this matter are **dismissed with prejudice**.

¶2 This Judgment and Decision and Order Regarding Jurisdiction, issued August 27, 2004, are certified for purposes of appeal.

DATED in Helena, Montana, this 27th day of September, 2004.

(SEAL)

/s/ Mike McCarter
JUDGE

c: Mr. James G. Edmiston

Mr. Thomas E. Martello
Mr. Michael P. Heringer
Mr. David R. Paoli