

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

2005 MTWCC 53A

WCC No. 2004-1089

LEE N. THOMPSON, DARIN SHARP, and SCOTT BAILEY

Petitioners

vs.

STATE OF MONTANA

Respondent

**LIBERTY NORTHWEST INSURANCE CORPORATION and
MONTANA STATE FUND**

Intervenors.

**ORDER AMENDING
ORDER GRANTING MOTIONS FOR SUMMARY JUDGMENT**
Appealed to Supreme Court 05/15/06
Reversed 8/17/07

¶1 Due to an oversight in the decision issued in this matter on October 18, 2005, footnote 20 is amended to read:

²⁰Liberty acknowledges that petitioner Sharp's injuries occurred prior to the passage of sections 39-71-611(3) and -612(4), MCA (2003). Therefore, even if these statutes applied to the present action, an award of attorney fees would be appropriate at least as this matter pertains to Mr. Sharp.

SO ORDERED.

DATED in Helena, Montana, this 19th day of October, 2005.
(SEAL)

/s/ James Jeremiah Shea
JUDGE

c: Mr. Norman L. Newhall
Mr. Mike McGrath
Mr. Anthony Johnstone
Mr. Larry W. Jones
Mr. David A. Hawkins