

OFFICE OF WORKERS' COMPENSATION JUDGE HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. <u>2000-022</u>2 & 2003-0771

Robert Flynn & Carl Miller

Petitioners

vs.

State Compensation Insurance Fund, et al.

Respondent/Insurers

AFFIDAVIT		
STATE OF MARYLAND)		
County of Baltimore)		
¶1 I <u>William A. Peterson</u> (NAME), being first duly sworn upon oath, depose and say:		
¶2 I, William A. Peterson (NAME), am the Assistant Secretary (POSITION) of Fidelity & Deposit Company (NAME OF INSURER OR SELF-INSURER). of Maryland ("Fidelity & Deposit")		
In my capacity as Assistant Secretary (POSITION) of Fidelity & Deposit (NAME OF INSURER OR SELF-INSURER), I am authorized to make the statements set forth in this affidavit on behalf of Fidelity & Deposit (NAME OF INSURER OR SELF-INSURER) and to bind Fidelity & Deposit (NAME OF INSURER OR SELF-INSURER) by these statements.		
After a review of our records, I swear under oath that Fidelity & Deposit (NAME OF INSURER OR SELF-INSURER) should be dismissed from the above-entitled action for any or all of the following reasons (check any or all that apply):		

	(NAME OF INSURER OR SELF-INSURER) has never written workers' compensation insurance in the state of Montana;
	(NAME OF INSURER OR SELF-INSURER) does not have any Montana claims;
X	Fidelity & Deposit (NAME OF INSURER OR SELF-INSURER) has no claimants meeting the Court's criteria in this matter as set forth in the summons; and Flynn III, 2011 MT 300.
	(NAME OF INSURER OR SELF-INSURER) was or is in liquidation during the period in question set forth in the amended summons served upon me.
of up to 90 days from ay conduct discovered the foregoing state of INSURER OR counsel for Petition	I that the Montana Workers' Compensation Court may allow a period om the date of filing this affidavit within which counsel for Petitioner[s] very and investigation for the limited purpose of proving or disproving ment(s) made by me on behalf of Fidelity & Deposit (NAME SELF-INSURER). After such 90 days, if no objection is lodged by ner[s], the Court will dismiss the insurer/self-insurer from this action a statements made by me in this affidavit.
	fer penalty of perjury that the foregoing is correct.
	William a Patin (Name)
	Assistant Secretary
Signed and s	worn to before me this <u>GM</u> day of <u>July</u> , 20 <u>%1</u> 2
	Syn S. Linchen
(SEAL)	Notary Public for the State of Marylons Residing at: Hour Conty MO My Commission Expires: Huges + 3, 2013
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