

**FILED**

AUG 4 2005

OFFICE OF  
WORKER'S COMPENSATION JUDGE  
HELENA, MONTANA

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NATIONAL INSURANCE COMPANY and  
GENERAL SECURITY NATIONAL  
INSURANCE COMPANY as Attorney-in-Fact  
for GENERAL SECURITY INSURANCE  
COMPANY

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ROBERT FLYNN and CARL MILLER,  
Individually and on Behalf of Others  
Similarly Situated,

Petitioners,

vs.

MONTANA STATE FUND,

Respondent/Insurer,

and

LIBERTY NORTHWEST INSURANCE  
CORPORATION,

Intervenor.

WCC No. 2000-0222

MOTION FOR LEAVE TO FILE  
RESPONSE TO SUMMONS

COMES NOW General Security National Insurance Company ("GSNIC"), by and through counsel of record, Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., and moves this Court for an order granting it leave to file a response to the *Summons and Notice of Attorneys Fee Lien* issued in this case. Counsel advises that on June 21, 2005, it filed a *Motion to Dismiss* on behalf of certain respondents, including General Security Insurance Company<sup>1</sup> and SCOR Reinsurance Company (Document # 277 on this Court's *Flynn* Website). In filing Document # 277, counsel intended to include

<sup>1</sup> Counsel further advises the Court that GSNIC is also the Attorney-in-Fact for respondent General Security Insurance Company.

DOCKET ITEM NO. 324

GSNIC as a listed Movant, but inadvertently omitted it therefrom. Accordingly, GSNIC requests that this Court issue an order permitting it to file the attached *Motion to Dismiss*. Petitioner's counsel, Rex Palmer, has been contacted and has advised that he has no objection to this motion.

Dated this 3rd day of August, 2005.

CROWLEY, HAUGHEY, HANSON,  
TOOLE & DIETRICH P.L.L.P.  
Attorneys for GENERAL SECURITY  
NATIONAL INSURANCE COMPANY

By:   
STEVEN W. JENNINGS

**CERTIFICATE OF SERVICE**

I, STEVEN W. JENNINGS, one of the attorneys for the law firm of Crowley, Haughey, Hanson, Toole & Dietrich P.L.L.P., hereby certify that on the 3rd day of August, 2005, I mailed a true and correct copy of the foregoing document, postage prepaid, to the following:

Mr. Rex Palmer  
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Attorneys are licensed in Montana unless otherwise noted, \* also licensed in North Dakota, # also licensed in Wyoming, + not licensed in Montana

August 3, 2005

Workers' Compensation Court  
PO Box 537  
Helena, MT 59624-0537

RE: *Robert Flynn and Carl Miller vs. Montana State Fund, et al.*  
WCC No. 2000-0222

Dear Clerk:

On behalf of General Security National Insurance Company, please file the enclosed Motion for Leave to File Response to Summons and present the proposed Order to Judge McCarter. Also enclosed is the Motion to Dismiss and Supporting Brief for filing when the Judge signs the Order.

Thank you in advance for your assistance with this matter.

Sincerely yours,

CROWLEY, HAUGHEY, HANSON,  
TOOLE & DIETRICH P.L.L.P.

*Myrna Henschel, PLS*  
Myrna Henschel, Certified PLS  
Legal Secretary to Steven W. Jennings

mlh  
Enclosures