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March 11, 2005

Via Fax to (406) 444-7798 and U.S. Mail

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

FILED

MAR 11 2005

**OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA**

RE: Rausch, et al. v. Montana State Fund
Ruhd v. Liberty Northwest Insurance Corporation
WCC No. 9907-8274R1

Dear Judge McCarter:

In your Order Approving Confidentiality Agreement dated February 18, 2005, you state parties can apply to the Court for guidance regarding the review of files by FFR attorneys.

In your minute entry of February 23, 2005, you set forth the files Liberty is to identify and on page 2 you authorized the FFR attorneys to review files of claimants identified by the Department's list.

At the top of page 2 in the first full paragraph you conclude "Therefore, Liberty **and its related affiliate companies**, will retrieve and make available the files on the two year Department list in the files for claimants on the Department's permanent total disability list." During the conference call I was careful to limit the discussion to Liberty Northwest and Liberty Mutual. It is my understanding that the highlighted phrase came from a suggestion from Monte Beck. I do not know what is meant by "and its related affiliate companies." If the Court's minute entry is intended to go beyond Liberty Mutual and Liberty Northwest, then I am requesting the Court to identify these affiliate companies and exactly what the Court is requesting Liberty Northwest/Liberty Mutual to do regarding these companies, whoever they may be.

Perhaps a conference call would expedite resolution of this issue. By a copy of this letter to the FFR attorneys I am notifying them of this communication with you and request for a conference call.

I look forward to hearing from you.

Very truly yours,


Larry W. Jones

LWJ/ap

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