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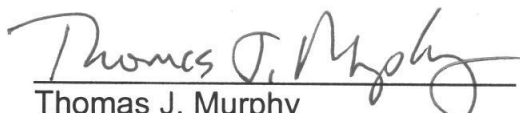JAN 2 0 2005

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

DALE REESOR, Petitioner, vs. MONTANA STATE FUND Respondent/Insurer	))))))))))

WCC No. 2002-0676

PETITIONER'S NOTICE
 OF COMMON FUND
ATTORNEY FEE LIEN

COMES NOW the undersigned to give notice of his attorney fee lien to all workers' compensation insurance companies who provided workers' compensation insurance coverage in Montana between June 30, 1987, and the present date. All Plan I, II, & III workers' compensation insurers should take notice of the undersigned's common fund attorney fee lien. The subject attorney fee lien applies to every workers' compensation claim, with date of injury on or after June 30, 1987, wherein the claimant was denied full and equal workers' compensation benefits because of the unconstitutional operation of Section 39-71-710 MCA (1987 to present). The common fund attorney fee lien was created by the decision of the Montana Supreme Court in Reesor v. State Fund, 2004 MT 370 (12/22/04). All ascertainable claimants eligible for full and equal "Reesor" benefits should be required to contribute, in proportion to the benefits they receive, to the cost of the Reesor litigation, including attorney fees. The subject attorney fee lien does not apply to workers' compensation claims with dates of injury on or after December 23, 2004.

DATED this 18th day of January, 2004.

Thomas J. Murphy
Attorney for Petitioner Reesor

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 18th day of January, 2005, a copy of the foregoing **Notice of Petitioner's Common Fund Attorney Fee Lien** was served upon the Attorney for the Respondent by mailing a true and correct copy of said document via first class mail to the address listed below:

Thomas E. Martello
Montana State Fund
P.O. Box 4759
Helena, MT 59604-4759

Attorney for the Montana State Fund

THOMAS J. MURPHY
Attorney for Petitioner