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St. Paul Medical Liability Ins. Co.
St. Paul Mercury Ins. Co.
St. Paul Protective Ins. Co.
Travelers Casualty & Surety Co. of America
Travelers Casualty & Surety Co.
Travelers Casualty Co of Conn
Travelers Casualty Ins. Co. of America
Travelers Commercial Casualty Co.
Travelers Commercial Ins. Co.
Travelers Ind. Co. of America
Travelers Indemnity Co.
Travelers Indemnity Co of CT
Travelers Property & Casualty Ins. Co.
Travelers Property Casualty Co of America

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

CASSANDRA SCHMILL,

Petitioner,

vs.

LIBERTY NORTHWEST INSURANCE
CORPORATION,

Respondent/Insurer,

and

MONTANA STATE FUND,

Intervenor.

WCC No. 2001-0300

**TRAVELERS INSURANCE
GROUP'S AMENDED RESPONSE
TO PLAINTIFF'S MOTION FOR
ORDER TO SHOW CAUSE**

FILED: 06/23/16

Docket Item No. 647

Counsel for Respondent Insurers, listed above (hereinafter referred to simply as “Travelers”), submits this amended response to *Plaintiff’s Motion for Order to Show Cause*.

On June 5, 2016, Petitioner filed a motion to show cause seeking an explanation as to why certain insurers have failed to submit an affidavit regarding potential *Schmill* claimants. On June 14, 2016, the undersigned counsel filed a response mistakenly asserting that he did not represent Travelers. On June 23, 2016, Petitioner filed her reply pointing out that earlier email communication between Petitioner’s counsel and the undersigned indicated that the undersigned did appear to represent Travelers.

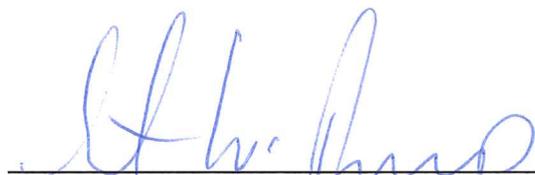
Petitioner’s counsel is correct. The undersigned was recently engaged by Travelers to represent them in the *Schmill* matter. Due to the large number of insurers the undersigned represents in this matter the undersigned maintains a database of represented insurers. Unfortunately, by the time of Petitioner’s motion the database had not been updated and therefore, a search of represented companies did not reveal Travelers. As a result, the undersigned counsel mistakenly asserted that he did not represent Travelers.

The undersigned apologizes to the Court and counsel for this error.

Prior to *Petitioner’s Motion for Order to Show Cause* Travelers had been advised of the search criteria for potential *Schmill* claimants and had begun conducting the search in order to identify such potential claimants or to establish the absence of such claimants. In an email from the undersigned to Petitioner’s counsel dated May 4, 2016, the undersigned advised Petitioner’s counsel that the search process had been initiated and that the undersigned would advise Petitioner’s counsel of the results upon

completion of the search. The search is still ongoing but it is anticipated that results will be known within a reasonable period of time. Upon completion of the search Travelers expects to file an affidavit regarding the search results. Travelers does not waive any meritorious defenses it may have.

Dated this 23rd day of June 2016.



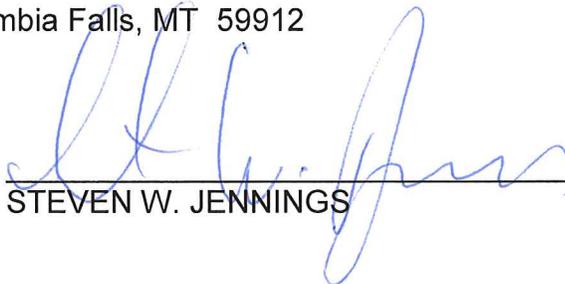
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Attorneys for Respondent Insurers

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served upon the following counsel of record, by the means designated below, this 23rd day of June 2016:

- U.S. Mail
- FedEx
- Hand-Delivery
- Facsimile
- Email

Ms. Laurie Wallace
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