IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

WCC No. 2001-0300

FILED

CASSANDRA SCHMILL

DEC 1 2 2005

Petitioner

OFFICE OF

WORKERS' COMPENSATION JUDGE HELENA, MONTANA

LIBERTY NORTHWEST INSURANCE CORPORATION

Respondent/Insurer

MONTANA STATE FUND

Intervenor.

	AFFIDAVIT
STATE OF Missouri	
County of St. Louis	: ss)
¶1 J. Dale Koester and say:	(NAME), being first duly sworn upon oath, depose
	er (NAME), am the Asst. VP/Surety Bond Manager perty Ins. (NAME OF INSURER OR SELF-INSURER). on")
	st. VP/Surety Bond(POSITION) of Lyndon
set forth in this affidavit on b	SELF-INSURER), I am authorized to make the statements behalf of Lyndon (NAME OF INSURER OR bind Lyndon (NAME OF INSURER OR statements.
(NAME OF INSURER OR	records, I swear under oath that <u>Lyndon</u> SELF-INSURER) should be dismissed from the above- of the following reasons (check any or all that apply):

	X	Lyndon		(NAME	OF	INSURER	OR	SELF-		
		INSURER) H	nas never writte	en worke	ers' co	ompensation	insur	ance in		
		the state of M	Montana;							
				(NAME	OF	INSURER	OB	SELF-		
		INCLIDED) A					UK	SELF-		
		INSURER) does not have any Montana claims;								
				(NAME	OF	INSURER	OR	SELF-		
		INSURER)	nas no claimar		ting t	he Court's	criteria	in this		
		matter as se	t forth in the su	mmons;						
	W. H			/NA 145	05	INCURED	OB	CELE		
		INGLIDED!	vas or is in liqui			INSURER the period in				
		forth in the a	mended summ	ons serv	ed ur	on me.	ii quec	MOII SOL		
			mondod danimi	0110 0011	ou up					
¶5 lu	nderstand	that the Mon	tana Workers'	Compen	sation	Court may	allow a	a period		
of up to	90 days f	rom the date	of filing this af	fidavit w	ithin v	which Petitic	ner's	counsel		
may cond	duct disco	very and inves	stigation for the	limited p	ourpos	se of proving	or dis			
the foreg	oing state	ement(s) made	by me on bet	nalf of _	Lynd	on	3 3 3 3 3	(NAME		
OF INSU	RER OR	SELF-INSUR	ER). After suc	h 90 da	ys, if	no objection	is loc	lged by		
			urt will dismiss			elt-insurer tro	om this	s action		
based on	the swon	n statements n	nade by me in t	nis arrio	avit.					
¶6 Id	eclare un	der nenalty of	perjury that the	forecoir	na ie c	orrect				
10 10	Coldio di	doi poridity of	poljaly diat die	loregon	ig is c	OHOUL.				
DA	ATED this	7th day of	December		, 200	5.				
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			2/33		/ / /	(Title)	- 1			
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Sig	gned and	sworn to before	e me this $2^{+\gamma}$	day of	Do	co-her	. 20	005.		
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	seriopa noissi					State of M				
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Asset Protection Division

One Chesterfield Place 14755 North Outer Forty, Ste 400 St. Louis, MO 63017 636-536-5600 / 800-950-6060 636-536-5643 FAX Protective ...

December 7, 2005

VIA CERTIFIED MAIL

The Honorable James Jeremiah Shea Workers' Compensation Court P.O. Box 537 Helena, MT 59624-0537

RE: Cassandra Schmill v. Liberty Northwest Insurance Corporation, et al.

WCC No. 2001-0300

Dear Judge Shea:

Pursuant to paragraph 5 of the Amended Summons and Notice of Attorney Fee Lien filed in the above-referenced case, enclosed is an executed affidavit for insurer Lyndon Property Insurance Company.

If you have any questions or need further information, please contact me at (636) 536-5737. Thank you.

Sincerely,

Melissa Ayers

Regulatory Analyst

Enclosure