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**FILED**  
**FEB -2 2001**  
OFFICE OF  
WORKERS' COMPENSATION JUDGE  
HELENA, MONTANA

IN THE WORKERS' COMPENSATION COURT OF THE STATE OF MONTANA

ROBERT FLYNN	)	WCC No. 2000-0222
Petitioner,	)	
v.	)	STATEMENT OF ISSUES
MONTANA STATE FUND,	)	
Respondent/Insurer for	)	
	)	
SALISH KOOTENAI COLLEGE	)	
Employer.	)	

\* \* \* \* \*

COME NOW the parties, by and through their counsel of record, and submit the following issues for decision by the Court based upon the Agreed Statement of Facts submitted by the parties and the briefs which are to be submitted.

ISSUES


1. Whether State Fund should be required to bear a pro rata share of attorney fees incurred by Flynn to establish his Social Security claim?
2. Whether State Fund should be required to pay the \$199.44 of total

disability benefits it terminated and refused to pay on and after September 26, 2000.


- Whether State Fund should be required to pay a penalty, attorney fees and costs (pursuant to §39-71-611 and 612 and 2907) for terminating and refusing to pay certain total disability benefits.

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by Rex Palmer

2-2-01  
date

  
\_\_\_\_\_  
by Ann E. Clark

2/5/01  
date