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IN THE ASBESTOS CLAIMS COURT OF THE STATE OF MONTANA

IN RE ASBESTOS LITIGATION,

Consolidated Cases

Cause No. AC 17-0694

NOTICE OF ISSUE RE:
PETITION FOR RECEIVERSHIP

Consistent with Local Rule 7.B¹ of the Eighth Judicial District Court, Cascade County, where most of Libby Plaintiffs' asbestos actions have been filed, Plaintiffs hereby file this Notice of Issue.

At the February 20, 2018, Asbestos Claims Court Conference, Plaintiffs received the Court's permission to file a petition for receivership related to Libby Defendant Robinson Insulation Company. (Tr. 58:19—59:15). At that conference, Defendants stated they had no objection to the petition. *Id.*

¹ "When all briefs have been filed, or the time for filing of briefs has expired, at least one party shall file a 'Notice of Issue' with the Court indicating that the matter is ready for ruling by the Court. The party filing the Notice of Issue shall supplementally serve a copy of the Notice of Issue on the Court at chambers and shall include certification of such supplemental service in the certificate of service for the original Notice of Issue."

Plaintiffs filed on March 1, 2018, a Petition for Creation of a Receivership, Appointment of Conservator, or Guardian ad Litem, together with a supporting brief and a Proposed Order Creating Receivership for Robinson Insulation Company. Rule 2(a) of the Montana Uniform District Court Rules allows an opposing party 14 days to file an answer brief.

Since Defendants are already on record as unopposed to Plaintiffs' petition, and since the time for filing any response brief or objection to Plaintiffs' March 1 filing has passed without any objection presented, this matter is ready for ruling by the Court, and the unopposed petition may be granted.

Respectfully submitted this 22nd day of March, 2018.

By: /s/ John Lacey
John F. Lacey, Plaintiffs' Counsel

CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2018, in addition to the standard e-filing on all parties required by the Asbestos Claims Court, I have supplementally served a copy of the above Notice of Issue on the Court at chambers, together with a copy of the Proposed Order filed by Plaintiffs on March 1, to the following:

Kevin Rechkoff
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By: /s/ John Lacey
John F. Lacey, Plaintiffs' Counsel

CERTIFICATE OF SERVICE

I, John F. Lacey, hereby certify that I have served true and accurate copies of the foregoing Notice - Other to the following on 03-22-2018:

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