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Attorneys for State of Montana

IN THE ASBESTOS CLAIMS COURT FOR THE STATE OF MONTANA

IN RE ASBESTOS LITIGATION,

Consolidated Cases.

Cause No. AC 17-0694

**NOTICE OF TENTATIVE
SETTLEMENTS**

Defendant, State of Montana (“State”), by and through its counsel of record, hereby provides notice of two tentative settlements involving all lawsuits against the State and all other claimants’ claims against the State which have not yet been included in a filed lawsuit.

One tentative settlement (“ML/State”) is with plaintiffs and claimants represented by McGarvey Law (“ML”). The other tentative settlement (“OKS/State”) is with plaintiffs and claimants represented by Odegard Kovacich Snipes, P.C. (“OKS”).

Attached as Exhibit A is a list of cases and claimants in the ML/State tentative settlement. Attached as Exhibit B is a list of cases and claimants in the OKS/State tentative settlement.

The parties and claimants are gathering the necessary documents for purposes of seeking approval of the two tentative settlements. The parties will file motions to consolidate cases against the State for purposes of seeking approval of the tentative settlements and then, when the necessary documents are collected, pursuant to MCA § 2-9-303, the parties will file with this Court petitions for approval of the tentative settlements.

Dated this 11th day of February, 2021.

MOORE, COCKRELL,
GOICOECHEA & JOHNSON, P.C.

/s/ Dale R. Cockrell

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EXHIBIT A

ML List of Cases			
#	Matter	Cause #	Judge
1	Amundson, Eileen M., et al. v. State of Montana, et al.	ADV-19-0694	Gregory G. Pinski
2	Amundson, Elmer C., et al. v. State of Montana, et al.	CDV-19-0481	John A. Kutzman
3	Arnold, David D., et al. v. State of Montana, et al.	CDV-18-0644	John A. Kutzman
4	Austin, Rocky D., et al. v. State of Montana, et al.	CDV-19-0205	John A. Kutzman
5	Bauer, Robert A., et al. v. State of Montana, et al.	ADV-19-0273	Gregory G. Pinski
6	Beck, Jimmy J., et al. v. State of Montana, et al.	CDV-19-0579	John A. Kutzman
7	Beebe, Ronald L., et al. v. State of Montana, et al.	CDV-19-0269	John A. Kutzman
8	Bellacosa, Thomas H., et al. v. State of Montana, et al.	ADV-18-0617	Gregory G. Pinski
9	Berger, Richard G., et al. v. State of Montana, et al.	ADV-18-0488	Gregory G. Pinski
10	Bernhard, Linda L., et al. v. State of Montana, et al.	DV-57-2020-0000370-AE	Gregory G. Pinski
11	Black, Forrest A., et al. v. State of Montana, et al.	ADV-19-0693	Gregory G. Pinski
12	Bledsoe, Helenmar, et al. v. State of Montana, et al.	DV-57-2020-0000369-AE	Michael McMahon
13	Bloom, Bud A., et al. v. State of Montana, et al.	DV-20-0366	-
14	Boothman, Minnie L. et al. v. State of Montana, et al.	ADV-19-0063	Gregory G. Pinski
15	Boykin, Kenneth R., et al. v. State of Montana, et al.	CDV-20-0205	John A. Kutzman
16	Bradshaw, Donald E., et al. v. State of Montana, et al.	CDV-19-0777	John A. Kutzman
17	Bree, Michael G. v. State of Montana, et al.	DV-57-2020-0000375-AE	Dan Wilson
18	Broers, Cathleen A. et al. v. State of Montana, et al.	ADV-18-0567	Gregory G. Pinski
19	Butts, Nichelle L. et al. v. State of Montana, et al.	ADV-19-0019	Gregory G. Pinski
20	Cannon, Steven W., et al. v. State of Montana, et al.	CDV-19-0270	John A. Kutzman
21	Carson, Patricia K., et al. v. State of Montana, et al.	ADV-20-0341	Gregory G. Pinski
22	Cate, Donna J., et al. v. State of Montana, et al.	DDV-20-0365	John W. Parker
23	Chandler, Joel E., et al. v. State of Montana, et al.	CDV-20-0034	John A. Kutzman
24	Clark, Thomas (PR for Estate of Martha J. Phoenix), et al. v. State of Montana, et al.	DDV-17-0333	John W. Parker
25	Coons, Shantel (PR for Estate of Ruth A. Choate), et al. v. State of Montana, et al.	CDV-20-0145	John A. Kutzman
26	Countryman, Kenneth B., et al. v. State of Montana, et al.	ADV-20-0343	Gregory G. Pinski
27	Croucher, Cheri L., et al. v. State of Montana, et al.	CDV-20-0069	John A. Kutzman
28	DeLorenzo, Gary R., et al. v. State of Montana, et al.	DV-57-2020-0000372-AE	John A. Kutzman
29	Doubek, Glen R., et al. v. State of Montana, et al.	CDV-19-0749	John A. Kutzman
30	Drake, Jeffrey A., et al. v. State of Montana, et al.	DV-57-2020-0000371-AE	Jon A. Oldenburg
31	Dubler, Douglas L., et al. v. State of Montana, et al.	ADV-19-0789	Gregory G. Pinski
32	Fabeck, Scott E., et al. v. State of Montana, et al.	CDV-20-0092	John A. Kutzman
33	Feedback, Susan U., et al. v. State of Montana, et al.	CDV-19-0322	John A. Kutzman
34	Fletcher, Greta (PR for Estate of Gerald D. Cassidy), et al. v. State of Montana, et al.	ADV-19-0776	Gregory G. Pinski
35	Freeman, Michael G. v. State of Montana, et al.	ADV-20-0070	Gregory G. Pinski
36	Freese, Beverly A., et al. v. State of Montana, et al.	CDV-20-0309	John A. Kutzman
37	Freese, Chris J., et al. v. State of Montana, et al.	DV-57-2020-0000373-AE	Jon A. Oldenburg
38	Gassett, Kerry M., et al. v. State of Montana, et al.	CDV-19-0271	John A. Kutzman
39	Green, Kelley (PR for Estate of Robert B. Green) v. State of Montana, et al.	ADV-19-0625	Gregory G. Pinski
40	Greene, Tana L., et al. v. State of Montana, et al.	DV-57-2020-0000376-AE	Matthew J. Cuffe
41	Habeck, Bruce B., et al. v. State of Montana, et al.	CDV-20-0029	John A. Kutzman
42	Hadley, Larry F., et al. v. State of Montana, et al.	BDV-17-0436	Elizabeth Best
43	Hayden, Marion E., et al. v. State of Montana, et al.	CDV-19-0324	John A. Kutzman
44	Howard, Daniel S. v. State of Montana, et al.	ADV-20-0203	Gregory G. Pinski
45	Loberg, Gregory A. v. State of Montana, et al.	CDV-19-0471	John A. Kutzman
46	Martin, Donna L., et al. v. State of Montana, et al.	CDV-19-0788	John A. Kutzman
47	Meadows, Jan, et al. v. State of Montana, et al.	CDV-20-0206	John A. Kutzman
48	Miller, Terence D., et al. v. State of Montana, et al.	ADV-20-0335	Gregory G. Pinski
49	Noser, Terrie S. v. State of Montana, et al.	CDV-19-0087	John A. Kutzman
50	Sloan, Phyllis D., et al. v. State of Montana, et al.	DV-57-2020-0000380-AE	Dan Wilson
51	St. Onge, Edward J. v. State of Montana, et al.	ADV-19-0774	Gregory G. Pinski
52	Strever, Rusty A. v. State of Montana, et al.	ADV-19-0584	Gregory G. Pinski
53	Treat, Terry G. v. State of Montana, et al.	CDV-20-0030	John A. Kutzman

ML Libby Mine Claimants				
#	Suffix	Last Name	First Name	M.I.
1		Anderson	Albert	C.
2		Anderson	Leonard	G.
3		AuClaire	Cindy	L.
4		Bassett	Charles	C.
5		Beck	Jimmy	J.
6		Belgarde	Angela	M.
7		Berg	Roy	H.
8		Bloom	Bud	A.
9		Boothman	Minnie	L.
10		Boykin	Mark	M.
11		Brazington	Lapreal	R.
12	Jr.	Brazington	Walter	E.
13		Bree	Michael	G.
14		Broad	Harold	L.
15		Broers	Cathleen	A.
16		Brue	Mona	L.
17		Burchett	Gary	R.
18		Burk	Samuel	E.
19		Butts	Nichelle	L.
20		Carvey	Lorn	W.
21		Cassidy	Bernard	G.
22		Chandler	Joel	E.
23		Chapel	Nancy	M.
24		Choate	Ruth	A.
25		Claypool	Jessica	F.
26		Coble	Dorthy	I.
27		Collins	Delbert	L.
28		Cook	Alzora	D.
29		Cosgriff	James	W.
30		Countryman	Marcia	D.
31		Croucher	Cheri	L.
32		Crowell	Jamie	J.
33		Davidson	Kay	V.
34		Day	Victoria	I.
35		Dean	David	J.
36		DeLorenzo	Gary	R.
37		Desemar	Antoinette	A.
38		Dobbins-Odegard	Martha	A.
39		Doney	Phillis	J.
40		Dutton	Shandon	R.
41		Edwards	Anna	R.
42		Edwards	Claude	G.
43		Eggers	Carol	E.
44		Eichhorn	Rick	A.
45		Fahland	Shirley	J.

ML Libby Mine Claimants				
#	Suffix	Last Name	First Name	M.I.
46		Feeback	Susan	U.
47		Finch	Beverly	F.
48		Flett	Lloyd	A.
49		Foreman	Christopher	B.
50		Freeman	Michael	G.
51		Galbreth	Brian	L.
52		Garcia	Kenneth	M.
53		Garrow	Larry	F.
54		Goettle	Joseph	J.
55		Goettle	Mary	Jo
56	Jr.	Goldston	Lloyd	I.
57		Graves	Rick	L.
58		Graves	Rusty	L.
59	Jr.	Green	Robert	B.
60		Grenfell	Gary	W.
61		Grenfell	Mary Ann	
62		Griesmer	Joseph	W.
63		Guinard	Denise	R.
64		Hall	Daniel	W.
65		Halsey	Darrell	S.
66	Jr.	Halsey	Richard	A.
67		Hammer	Karla	J.
68		Hammer	William	P.
69		Hanley	Tamra	K.
70		Harmon	Leone	K.
71		Harms	Darlene	A.
72		Harrison	Randy	G.
73		Hartl	Ernie	L.
74		Havens	Glenda	M.
75		Hayden	Marion	E.
76		Helding	Bradley	J.
77		Henley	JoAlene	
78		Herman	Lavonne	W.
79		Heyne	Robert	C.
80		Hill	Riscell	E.
81		Hjort	Susan	L.
82		Hooley	Dwight	E.
83		Hooper	Paul	A.
84		Hovland	Tammy	K.
85		Howard	Daniel	S.
86		Howard	Darrell	R.
87		Jacobs	Terry	J.
88		Jeffries	Rickey	R.
89		Johnson	William	C.
90		Jones	James	L.

ML Libby Mine Claimants				
#	Suffix	Last Name	First Name	M.I.
91		Kaber	Claude	W.
92		Kelley	Kurt	B.
93		Kelly	Alan	R.
94		Kendall	Julie	R.
95		Kern	Ronald	E.
96		Kittilson	Jeri	K.
97		Kley (Kaley)	Victor	B.
98		LaBelle	Eugene	H.
99		Lambert	Shelley	M.
100		Landa	Dean	A.
101		Laveway	Michael	A.
102		LeHew	Danny	G.
103		LeHew	Monte	L.
104		Leland	Cari	R.
105		Lind	Craig	H.
106		Lind	Todd	H.
107		Loberg	Gregory	A.
108		Loveless	L. Stephen	
109		Lyle	Karen	L.
110		Mansfield	Dale	H.
111		Martell	Kari	J.
112		Masterson	Linda	A.
113		Maxwell	Frederick	D.
114		McDonald	Cheryl	M.
115		McWhirk	Dean	A.
116		Meier	Jerry	D.
117		Mickelson	Debra	J.
118		Miehe	Bruce	S.
119		Miehe	Tara	L.
120		Miller	Joe	A.
121		Miller	Melissa	A.
122		Miller	Terence	D.
123		Mohawk	James	L.
124		Montoya	Ollie	E.
125		Moore	Ordean	T.
126		Mower	Gerald	B.
127		Mullen	Sheila	A.
128		Munts	Logan	I.
129		Myrhang	Teree	A.
130		Neils	Martin	T.
131		Nelson	Dale	P.
132		Nelson	Jeffrey	A.
133		Nelson	Jeffrey	B.
134		Nielson	Rick	A.
135		Noble	Teri	A.

ML Libby Mine Claimants				
#	Suffix	Last Name	First Name	M.I.
136		Noser	Terrie	S.
137		O'Brien	Beverly	J.
138		Oien	David	L.
139		Olson	Gregory	H.
140		Orr	Marianne	
141		Osler	Pamela	J.
142		Page	James	N.
143		Payne	Brian	K
144		Peavler (Lundvall)	Dave	E.
145		Pickering	Chadwick	J.
146		Purdy	Joseph	L.
147		Regh	Jonathan	A.
148		Ridings	Thomas	W.
149		Robertson	Ronald	L.
150		Roose	June	J.
151		Rose	Robin	B.
152		Rosling	Jacob	M.
153		Sales	Bruce	G.
154		Sauer	Carol	L.
155		Schulte	Rodney	L.
156		Schutte	Michael	A.
157		Sichting	Frank	W.
158		Siefke	Christopher	A.
159		Sikes	Samuel	E.
160		Sloan	Penny	G.
161		Sloan	Phyllis	D.
162		Smith	Iverus	K.
163		Spady	Robert	E.
164		Spain	Leslie	A.
165		Spooner	Robert	J.
166		St. Onge	Edward	J.
167		Stewart	Ellis	D.
168		Stone	Dennis	D.
169		Stone	Tena	K.
170		Strever	Rusty	A.
171		Stufflebeam	Randy	C.
172		Sumpter	Thomas	S.
173		Swan	Steve	A.
174		Swanson	James	F.
175	Jr.	Switzer	Juan	J.
176		Tallmadge	Richard	H.
177		Tallmadge	Ryan	R.
178		Tarbert	Ernest	F.
179		Taylor	Charles	P.
180		Taylor	Jon	S.

ML Libby Mine Claimants				
#	Suffix	Last Name	First Name	M.I.
181		Teets	Pamella	A.
182		Thom	David	L.
183		Thompson	Douglas	A.
184		Torres	Rocky	W.
185		Treat	Terry	G.
186		Ude	Mark	L.
187		Wells	Thomas	E.
188		Westfall	Robert	H.
189		Wetherill	Milton	A.
190		Whitehead	Purnal	D.
191		Wilkes	Robert	H.
192		Williams	Justin	P.
193		Williams	Monica	L.
194		Wine	Evelyn	A.
195	Jr.	Winslow	James	P.
196		Winter	Steve	M.
197		Wood	Richard	S.
198		Woody	Dennis	M.
199		Zahn	Debra	L.

EXHIBIT B

OKS List of Cases			
#	Matter	Cause #	Judge
1	Peterson, Debra (PR of Estate of Raymond D. Peterson) v. State of Montana, et al.	DV-20-368	-
2	Rayson, Kurt v. State of Montana, et al.	CDV-19-0799	John A. Kutzman
3	Rayson, Lisa v. BNSF Railway Company, et al.	CDV-19-0426	John A. Kutzman
4	Siefke, Diane v. Burlington Northern Santa Fe Railway Company, et al.	CDV-19-0245	John A. Kutzman
5	Warren, Toni v. State of Montana, et al.	ADV-19-0812	Gregory G. Pinski

OKS Libby Mine Claimants				
#	Suffix	Last Name	First Name	M.I.
1		Abbott	James	R.
2		Allen	Raelyn	
3		Crismore	Rhea	
4		Frederick	Connie	
5		Green	Robin	
6		Hayes	Connie	C.
7		Hume	Susan	L.
8		Janik	Ben	
9		Kingery	Donald	D.
10		Lockman	Jamie	D.
11		McCarthy	Patrick	J.
12		Moe	Diana (Mary)	
13		Orr	David	
14		Paquet	Peter	M.
15		Peterson	Raymond	D.
16		Rayson	Kurt	K.
17		Rayson	Lisa	M.
18		Resch	Suzanne	R.
19		Siefke	Diane	K.
20		St. Onge	Calvin	P.
21		Stanton	Harold	R.
22		Statton	Doug	M.
23		Warren	Toni	A.
24		Waverek	Tom	A.
25		Whitver	Jay	R.
26		Wilburn	Larry	R.

CERTIFICATE OF SERVICE

I, Dale R. Cockrell, hereby certify that I have served true and accurate copies of the foregoing Notice - Other to the following on 02-11-2021:

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Service Method: eService

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Service Method: eService

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Service Method: eService

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Service Method: eService

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Service Method: eService

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Representing: BNSF Railway Company
Service Method: eService

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Representing: BNSF Railway Company
Service Method: eService

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Electronically signed by Breanne Pritchett on behalf of Dale R. Cockrell
Dated: 02-11-2021