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Attorney for Plaintiffs

## MONTANA FIRST JUDICIAL DISTRICT COURT LEWIS & CLARK COUNTY

DANA ROLAN, on her own behalf and on behalf of the class she represents,

Cause No. DDV 2010-91

Plaintiffs.

Honorable Christopher D. Abbott

vs.

NEW WEST HEALTH SERVICES, DARWIN SELECT INSURANCE COMPANY and ALLIED WORLD ASSURANCE COMPANY and DARWIN NATIONAL ASSURANCE COMPANY, PLAINTIFFS' MOTION FOR ATTORNEY FEES AND COSTS DUE TO ALLIED'S MULTIPLICATION OF PROCEEDINGS

Defendants.

**COME NOW** plaintiffs and move the Court to award attorney fees, costs and remedial sanctions.

This Motion is based upon the documents currently on file with the Court and Plaintiffs' Brief in Support which is submitted herewith.

Defendant has been notified of this motion and objects.

## DATED this 15th day of June, 2022.

## THUESON LAW OFFICE

ERIK B. THUESON 58 South View Road Clancy, MT 59634

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I served true and accurate copies of the foregoing document upon counsel of record by the following means:

□ U.S. Mail Robert Lukes Garlington, Lohn & Robinson 350 Ryman St, PO Box 7909 Missoula MT 59807-7909 Attorneys for New West Health Randall Nelson Nelson Law Firm 2619 St. Johns Ave, Ste E Billings MT 59102 Attorneys for Allied World Gary Zadick Ugrin, Alexander, Zadick #2 Railroad Square, Ste. B PO Box 1746 Great Falls, MT 59403 Attorneys for New West Health Martha Sheehy Sheehy Law Firm PO Box 584 Billings MT 59103-0584 Attorneys for Allied World

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DATED this 15th day of June, 2022.

Elayne M. Simmons

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