In the Matter of the Compensation of
CECELIA J. ANDERSON, Claimant
WCB Case No. 01-01189
ORDER OF DISMISSAL
Malagon Moore Et Al, Claimant Attorneys
Hoffman Hart & Wagner, Defense Attorneys

Reviewing Panel: Members Biehl and Bock.

The insurer requested review of Administrative Law Judge (ALJ) Crumme's order that: (1) set aside its denial of claimant's right shoulder condition; and (2) assessed a penalty for allegedly unreasonable claim processing. The parties have submitted a proposed "Disputed Claim Settlement" that is designed to resolve all issues raised or raisable between them, in lieu of the ALJ's order.

Pursuant to the settlement, the parties understand that the insurer's denial, as supplemented in the agreement, "shall remain forever in full force." The settlement further provides that "claimant hereby withdraws all Requests for Hearing in this case," which "is hereby dismissed with prejudice."

We approve the parties' settlement, thereby fully and finally resolving the parties' dispute, in lieu of the ALJ's order.[1] Accordingly, this matter is dismissed with prejudice.

IT IS SO ORDERED.

Entered at Salem, Oregon on March 11, 2002

[1] Enclosed with the parties' settlement was a "Hold Harmless Agreement" between claimant and her counsel, along with several copies of medical billings. Because the "agreement" was not incorporated into the parties' settlement, it has been separated from the approved settlement. Furthermore, our statutory authority is limited to matters concerning a claim arising under ORS Chapter 656. In light of such circumstances, our approval of the parties' settlement solely pertains to such matters and does not extend to claimant's and her counsel's separate agreement.