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In the Matter of the Compensation of  
**LAWRENCE D. PACE, Claimant**  
WCB Case No. 02-00153  
**ORDER ON REMAND**  
Welch Bruun & Green, Claimant Attorneys  
Reinisch et al, Defense Attorneys

Reviewing Panel: Members Lowell and Kasubhai.

This matter is before the Board on remand from the Court of Appeals. On February 17, 2004, the court remanded this case for consideration of the parties' proposed settlement. In dismissing claimant's petition for judicial review, the court also granted "leave to seek reinstatement [of judicial review] if the Board should fail to approve the settlement."

On June 2, 2004, we issued an order disapproving a claim disposition agreement (CDA). In our order, we gave the parties 10 days to move for reconsideration of the order. No motion has been received. We now proceed with our review of this matter.

Pursuant to the court's remand order, our authority is limited to consideration of the parties' proposed settlement. Furthermore, in the event that Board approval of the settlement was not granted, the court has expressly provided the parties with a remedy. Specifically, leave to seek reinstatement of the petition for judicial review has been offered to the parties.

Under such circumstances, and in accordance with the court's February 17, 2004 order, the parties are authorized to seek reinstatement of the judicial review which was previously pending before the court. Since the court neither reversed nor vacated our prior order, it is unnecessary to republish our previous decision. In other words, our prior order stands as previously issued.

**IT IS SO ORDERED.**

Entered at Salem, Oregon on June 17, 3004