

In the Matter of the Compensation of  
**JENNY M. THURSTON, Claimant**

Own Motion No. 05-0048M

**OWN MOTION ORDER**

Ransom Gilbertson Martin et al, Claimant Attorneys

John E Snarskis & Assocs, Defense Attorneys

Reviewing Panel: Members Langer and Biehl.

The insurer has submitted claimant's request for claim reopening for a "worsening" claim for a previously accepted condition. *See* ORS 656.278(1)(a) (2001). Claimant's aggravation rights have expired. The insurer recommended against reopening claimant's "worsened" condition claim.

On July 19, 2005, we approved a Claim Disposition Agreement (CDA), in which claimant released all rights to "non-medical service" benefits (including Own Motion benefits under ORS 656.278) under this 1997 claim. Based on our approval of the CDA, this request for Own Motion relief is denied. *See Barbara Bolster*, 55 Van Natta 2466 (2003) (reopening of "worsening" claim under ORS 656.278(1)(a) (2001) denied because prior CDA released all rights to "non-medical service" benefits).

IT IS SO ORDERED.

Entered at Salem, Oregon on July 21, 2005