

In the Matter of the Compensation of  
**PAUL B. POITRAS, Claimant**

WCB Case No. 05-01813

**ORDER OF DISMISSAL**

Ransom Gilbertson Martin et al, Claimant Attorneys  
Ronald W Atwood & Assocs, Defense Attorneys

Reviewing Panel: Members Weddell and Lowell.

The self-insured employer requests review of Administrative Law Judge (ALJ) Somers' order that set aside its denial of claimant's occupational disease claim for a mental disorder. The parties have submitted a proposed "Disputed Claim Settlement" (DCS) that is designed to resolve all issues raised or raisable between them in this case, as well as those pending before us in WCB Case No. 07-04100, in lieu of the ALJ's order. This date, we have approved those portions of the parties' agreement that pertain to that case.

Pursuant to the settlement, the parties agree that the employer's denial "shall be affirmed." The parties also agree that claimant's hearing requests "shall be dismissed with prejudice."

By this order, we approve the parties' settlement, thereby fully and finally resolving their dispute, in lieu of the ALJ's order.<sup>1</sup> Accordingly, this matter is dismissed with prejudice.

**IT IS SO ORDERED.**

Entered at Salem, Oregon on August 8, 2008

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<sup>1</sup> The agreement provides that the payment to claimant is in full and final settlement of all benefits owed or claims which claimant has or may have against the employer "for any civil suit arising under workers' compensation law or due to the elimination of the exclusive remedy provision of any workers' compensation law." Our approval of the parties' settlement is limited to matters arising under Chapter 656. As such, to the extent, if any, that the parties' settlement purports to address civil matters that exceed chapter 656, our approval would not extend to such matters. *See Claude A. Benson, 55 Van Nada 3935 (2003).*