

In the Matter of the Compensation of
TIMOTHY P. KERR, Claimant
WCB Case No. 12-03385
ORDER APPROVING SETTLEMENT
Welch Bruun & Green, Claimant Attorneys
Sather Byerly & Holloway, Defense Attorneys

Reviewing Panel: Members Lowell and Weddell.

On July 30, 2013, as reconsidered on August 29, 2013, we issued an order that reversed that portion of an Administrative Law Judge's (ALJ's) order that awarded 27 percent work disability and reinstated an Order on Reconsideration's award of 19 percent whole person impairment and no work disability. Claimant petitioned for judicial review. The parties have now submitted a Claim Disposition Agreement (CDA), in which claimant has released all of his "non-medical service related" rights to compensation (including permanent disability) related to his July 18, 2006 injury (WCB Case No. 13-02987C). We have approved that CDA.

Under such circumstances, the permanent disability issue has been rendered moot. Accordingly, consistent with our authority under ORS 656.298(9)(a), this matter is dismissed.¹

IT IS SO ORDERED.

Entered at Salem, Oregon on December 20, 2013

¹ Pursuant to ORS 656.298(9)(a), we are authorized to enter any orders that may be necessary to implement a settlement that settles all or any part of the matter during the pendency of a petition for judicial review.