
In the Matter of the Compensation of
MICHAEL W. DAVIS, Claimant
WCB Case No. 12-05971
ORDER APPROVING SETTLEMENT
Heather Holt, Claimant Attorneys
Sather Byerly & Holloway, Defense Attorneys

Reviewing Panel: Members Curey and Weddell.

On February 5, 2014, we issued an order that affirmed an Administrative Law Judge's (ALJ's) order that set aside the insurer's denial of claimant's injury claim. The insurer petitioned the court for judicial review of our order. The parties have submitted a proposed "Disputed Claim Settlement Agreement" (DCS) designed to resolve all issues raised or raisable between them, in lieu of all prior orders. Specifically, the agreement is designed to resolve the parties' dispute pending before the Court of Appeals. We are authorized to consider the parties' DCS. ORS 656.298(9)(a); *Rebecca E. Seelye*, 60 Van Natta 332 (2008).

Pursuant to the settlement, the parties understand that the insurer's denial, as amended in the agreement, "shall forever remain in full force and effect." The parties further stipulate that the prior orders are "erroneous" and that our approval of this agreement "shall reverse both orders." Finally, the parties agree that the pending court appeal shall be dismissed and that claimant's hearing request "shall be dismissed with prejudice."

We have approved the parties' settlement, thereby fully and finally resolving their dispute, in lieu of all prior orders. Accordingly, this matter is dismissed with prejudice.

IT IS SO ORDERED.

Entered at Salem, Oregon on September 12, 2014