

In the Matter of the Compensation of
SCOTT A. KING, Claimant
 WCB Case No: 15-02249C
ORDER APPROVING CLAIM DISPOSITION AGREEMENT
 Welch Bruun & Green, Claimant Attorneys
 SAIF Legal Salem, Defense Attorneys

Reviewing Panel: Members Lanning and Curey.

On September 9, 2015, the Board received the parties' claim disposition agreement (CDA). In consideration of the payment of a stated sum, claimant releases certain rights to future workers' compensation benefits, except medical services-related benefits, for his compensable injury. We approve the proposed disposition.

The summary page of the CDA provides that claimant shall receive \$10,775, with his attorney receiving \$70,725. These amounts total \$81,500, which is consistent with Page 3 of the agreement. However, by handwritten interlineation, on Page 4 of the agreement, the parties agree that claimant will receive \$70,725 and that his attorney will receive \$10,775. After reviewing the summary page and the aforementioned provision, we conclude that the attorney fee and the amount payable to claimant were inadvertently transposed on the summary page.¹ Thus, we find that the parties' intent is for the disposition proceeds to be distributed as follows:

\$10,775	Total Due Attorney
\$70,725	Total Due Claimant
\$81,500	Total Consideration

The agreement, as clarified by this order, is in accordance with the terms and conditions prescribed by the Board. *See* ORS 656.236(1). Accordingly, the parties' CDA is approved.

Should the parties disagree with our interpretation of the CDA, they may move for reconsideration by filing a motion for reconsideration within 10 days of the date of mailing of this order. OAR 438-009-0035.

IT IS SO ORDERED.

Entered at Salem, Oregon on September 21, 2015

¹ Absent extraordinary circumstances, a \$10,775 attorney fee is also consistent with the Board's attorney fee rules for a CDA totalling \$81,500. *See* OAR 438-015-0052(1).