

In the Matter of the Compensation of
DOUGLAS E. OLSEN, Claimant

WCB Case No. 15-00035

ORDER OF DISMISSAL

Ransom Gilbertson Martin et al, Claimant Attorneys
Law Offices of Kathryn R Morton, Defense Attorneys

Reviewing Panel: Members Weddell and Johnson.

Claimant requested review of Administrative Law Judge (ALJ) Sencer's order that upheld the insurer's denial of claimant's new/omitted medical condition claim for a fused lumbar spine. 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 all issues raised or raisable in another case pending before the Court of Appeals. (WCB Case No. 12-05670). Those portions of the DCS that pertain to the case pending before the Court of Appeals have received our approval. *See* ORS 656.298(9)(a); *Rebecca E. Seelye*, 60 Van Natta 332 (2008).

Pursuant to those portions of the DCS that pertain to this case, the parties agree that the insurer's denial, as supplemented by the agreement, "shall forever remain in full force and effect." The agreement further provides that the "Request for Hearing shall be dismissed with prejudice."

By this order, we approve those portions of the parties' DCS that pertain to this case, thereby fully and finally resolving their dispute.¹ Accordingly, this matter is dismissed with prejudice.

IT IS SO ORDERED.

Entered at Salem, Oregon on June 16, 2016

¹ Pursuant to the agreement, claimant agrees to waive his right to "file a claim for civil remedies arising out of the denied claim under ORS 656.019." 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 Natta 3935 (2003).