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In the Matter of the Compensation of  
**ERICA L. TALLERDAY, Claimant**  
WCB Case No. 12-05617  
**ORDER APPROVING SETTLEMENT**  
Dale C Johnson, Claimant Attorneys  
Law Offices of Kathryn R Morton, Defense Attorneys

Reviewing Panel: Members Lanning, Johnson, and Somers.<sup>1</sup>

On January 16, 2014, we issued an order that reversed an Administrative Law Judge's (ALJ's) order that found that the insurer had properly calculated the rate of claimant's temporary total disability (TTD) benefits. The insurer petitioned the court for judicial review of our order. The parties have submitted a proposed "Stipulation" 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' agreement. ORS 656.298(9); *Rebecca E. Seelye*, 60 Van Natta 332 (2008).

Pursuant to the stipulation, the insurer agrees to pay claimant additional TTD benefits and attorney fees.<sup>2</sup> The parties also stipulate that the pending matter "is dismissed with prejudice."

By this order, we have approved the parties' agreement, 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 October 7, 2015

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<sup>1</sup> Member Langer was a member of the initial reviewing panel. However, because Member Langer is no longer a member of the Board, Member Johnson has participated in this review.

<sup>2</sup> We have also, on this date, approved a Claim Disposition Agreement (CDA) in which claimant fully releases her rights to "nonmedical service-related" benefits under her September 2012 claim. In addition, an ALJ has approved the parties' "Disputed Claim Settlement," which resolves the compensability dispute pending in WCB Case No. 15-00027MN.