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In the Matter of the Compensation of  
**DAWN TURNER, Claimant**  
WCB Case No. 16-00701  
**ORDER OF DISMISSAL**  
Ernest M Jenks, Claimant Attorneys  
Wallace Klor Mann Capener, Defense Attorneys

Reviewing Panel: Members Ousey and Johnson.<sup>1</sup>

On March 8, 2017, the Board reversed an Administrative Law Judge's order that awarded a penalty-related attorney fee under ORS 656.262(11)(a) for a discovery violation. Claimant petitioned for judicial review. The parties have now submitted a Claim Disposition Agreement (CDA), in which claimant has released all of her "non-medical service related" rights to compensation (including attorney fees) related to her November 2014 injury. We have approved the CDA.

Under such circumstances, the issues pending in this case are no longer viable. Accordingly, consistent with our authority under ORS 656.298(9)(a), this matter is dismissed.<sup>2</sup>

**IT IS SO ORDERED.**

Entered at Salem, Oregon on July 17, 2017

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<sup>1</sup> Members Weddell and Chair Somers participated in the initial review. Because they are no longer with the Board, Member Ousey has participated in this review.

<sup>2</sup> Pursuant to ORS 656.298(9)(a), we are authorized to enter any orders that may be necessary to implement a settlement/agreement that settles all or any part of the matter during the pendency of a petition for judicial review. *Rebecca E. Seelye*, 60 Van Natta 332 (2008).