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In the Matter of the Compensation of  
**BRIGIDA H. PENALOZA, Claimant**  
WCB Case Nos. 16-02730, 15-05334  
ORDER APPROVING SETTLEMENT  
Alvey Law Group, Claimant Attorneys  
Sather Byerly & Holloway, Defense Attorneys

Reviewing Panel: Members Lanning and Curey.

On December 7, 2017, we issued an order that affirmed an Administrative Law Judge's (ALJ's) order that: (1) upheld the self-insured employer's denial of claimant's new/omitted medical condition claim for a right shoulder condition; and (2) determined that a proposed right shoulder surgery was not related to claimant's accepted right shoulder condition. Claimant petitioned the court for judicial review of our order. The parties subsequently submitted a proposed Claim Disposition Agreement (CDA), in which claimant fully released her past, present, and future rights to "non-medical service" benefits for her December 2012 claim.<sup>1</sup> The CDA provides that, on its approval, the request for review in this matter "shall be dismissed."

We have approved the CDA. (WCB Case No. 19-00023C). Pursuant to the aforementioned provision in the approved CDA, claimant's requests for hearing/review are dismissed.

**IT IS SO ORDERED.**

Entered at Salem, Oregon on January 15, 2019

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<sup>1</sup> Although a petition for judicial review is pending, the Board has jurisdiction to enter an order necessary to implement the settlement. *See* ORS 656.298(9)(a); *Rebecca E. Seelye*, 60 Van Natta 332 (2008).