
In the Matter of the Compensation of
PHILLIP A. CASCIATO, Claimant
WCB Case No. 15-05354
ORDER APPROVING SETTLEMENT
Ronald A Fontana, Claimant Attorneys
SAIF Legal Salem, Defense Attorneys

Reviewing Panel: Members Woodford and Lanning.¹

On November 23, 2016, as reconsidered on January 24, 2017, the Board issued an order that affirmed an Administrative Law Judge's (ALJ's) order that affirmed an Order on Reconsideration that awarded 2 percent whole person permanent impairment for claimant's right knee condition and declined to assess a penalty and related attorney fee. Claimant petitioned the court for judicial review of our order. The parties have submitted a proposed "Stipulation" designed to resolve all issues raised between them. 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 parties agree that claimant's awards for whole person permanent impairment and work disability shall be increased to 13 percent and 21 percent respectively. The parties further stipulate that the request for hearing shall be "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 15, 2019

¹ Member Johnson participated in the initial review. Because she is no longer a member of the Board, Member Woodford has participated in this review.