

In the Matter of the Compensation of
TYLER N. BARNES, Claimant
WCB Case No. 18-01141, 18-01131
ORDER APPROVING SETTLEMENT
Chad Kosieracki, Claimant Attorneys
Reinisch Wilson Weier, Defense Attorneys

Reviewing Panel: Members Woodford and Lanning.

On April 9, 2019, we issued an order that reversed an Administrative Law Judge's (ALJ's) order that set aside the self-insured employer's denial of claimant's new/omitted medical condition claim for a C5-6 herniated disc and C6 radiculopathy. Claimant petitioned for judicial review of our order. The parties have submitted a proposed "Disputed Claim Settlement" (DCS) designed to resolve all issues raised or raisable 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' DCS. ORS 656.298(9)(a); *Rebecca E. Seelye*, 60 Van Natta 332 (2008).

Pursuant to the settlement, claimant understands that the employer's denial "shall remain in full force and effect." The settlement further provides that the appeal pending before the court and all hearing requests "shall be dismissed with prejudice."

We have approved the parties' settlement, 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 July 29, 2020