

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 08-0209

FILED

DEBRA STAVENJORD,

NOV 05 2008

Petitioner and Appellant,

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

v.

ORDER

MONTANA STATE FUND,

FILED

Respondent, Appellee and
Cross-Appellant.

NOV - 7 2008

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

By order of this Court, a Joint Motion to Remand this matter to the Workers' Compensation Court (WCC) for purposes of seeking approval of a tentative settlement was granted on August 20, 2008. The parties, by counsel, have now filed a Joint Status Report indicating that their tentative settlement was approved by the WCC on October 15, 2008, and seeking a dismissal of this action with prejudice. Pursuant to M. R. App. P. 16(5), we construe the status report, executed by counsel for all parties, as a motion to dismiss by stipulation. Good cause appearing,

IT IS HEREBY ORDERED that the appeal in this matter is DISMISSED WITH PREJUDICE.

IT IS FURTHER ORDERED that the Clerk of this Court serve a copy of this Order upon all counsel of record.

DATED this 5th day of November, 2008.

Chief Justice
Patricia Colter
Brian Quinn

William Shephard

Jim Rice

Justices

OFFICE OF
WORKERS' COMPENSATION JUDGE
HELENA, MONTANA

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