

MICHAEL PERNIE)	
)	
Claimant-Respondent)	
)	
v.)	
)	
DELAWARE RIVER STEVEDORES)	DATE ISSUED: <u>April 19, 2004</u>
)	
and)	
)	
LIBERTY MUTUAL INSURANCE)	
COMPANY)	
)	
Employer/Carrier-)	
Petitioners)	ORDER

By letter filed on March 15, 2004, employer moves that the Board dismiss its appeal and remand the captioned case to the Office of Administrative Law Judges for approval of a settlement agreement pursuant to Section 8(i) of the Act, 33 U.S.C. §908(i).

We grant employer's motion. Employer's appeal is dismissed without prejudice, and the case is remanded to the administrative law judge for consideration of the parties settlement agreement. 33 U.S.C. §908(i); 20 C.F.R. §§702.241-243. In the event that the proposed settlement is not approved and the petitioner wishes review of the merits of this appeal, the Board will reinstate the appeal upon the request of the petitioner. 33 U.S.C. §921(b)(4); 20 C.F.R. §802.405(a).

NANCY S. DOLDER, Chief
Administrative Appeals Judge

ROY P. SMITH
Administrative Appeals Judge

BETTY JEAN HALL
Administrative Appeals Judge