BRB No. 04-282
Case No. 02-LHC-0962
OWCP No. 05-0112545

CURTIS W. BUTLER	)	
	)	
Claimant-Respondent	)	DATE ISSUED:3/24/04
	)	
v.	)	
	)	
NEWPORT NEWS SHIPBUILDING AND DRY DOCK COMPANY	)	
	)	
	)	
Employer-Petitioner	)	ORDER

By letter dated January 28, 2004, employer informed the Board that the issues have been resolved in the above captioned case and requests that this case be remanded.

Section 8(i)(1), of the Longshore and Harbor Workers' Compensation Act, 33 U.S.C. §908(i)(1), provides for the approval of such settlements by the district director or administrative law judge. Accordingly, consistent with this Section, the Board grants the motion, dismisses employer's appeal, and remands this case to the Office of the District Director for further appropriate action.

In the event the proposed settlement is not approved and the petitioner wishes review of the merits of this appeal, the Board will reinstate the appeal at the request of the petitioner. 33 U.S.C. §921(b)(4), 20 C.F.R. §802.405(a).

ROY P. SMITH
Administrative Appeals Judge

REGINA C. McGRANERY
Administrative Appeals Judge

BETTY JEAN HALL
Administrative Appeals Judge