

BRB Nos. 03-0799 and 03-799 A
Case No. 02-LHC-2296

DOMINICK SCHIANO)
)
Claimant-Petitioner) DATE ISSUED: March 10, 2004
Cross-Respondent)
)
v.)
)
UNIVERSAL MARITIME SERVICE)
)
and)
)
SIGNAL MUTUAL c/o LAMORTE BURNS)
)
Employer/Carrier-)
Respondent)
Cross-Petitioners) ORDER

The Board has received both claimant's and employer's letters advising the Board that the parties have reached a settlement of this claim and requesting that the case be remanded to the Office of the Administrative Law Judges.

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 an administrative law judge or the district director. Consistent with this section, the Board dismisses both appeals and remands this case to the Office of the Administrative Law Judges for further appropriate action.

In the event that the proposed settlement is not approved and 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