

STATE OF MAINE
WORKERS' COMPENSATION BOARD

DECISION NO.: WCB-213-03-03

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DOI: 10/30/1994

Any party in interest may request an appeal to the Maine Law Court by filing a copy of this decision with the clerk of the Law Court within 20 days of receipt of this decision, and by filing a petition seeking appellate review with the Law Court within 20 days thereafter. *See* 39-A M.R.S.A. § 322.

Pursuant to Board Rule Chapter 12 Section 19, all evidence and transcripts in this matter may be destroyed after 60 days unless (1) we receive written notification that one or both parties wish to have their exhibits returned to them, or (2) a petition for appellate review is filed. The 60 days will not begin to run until all post-decree motions have been decided or otherwise disposed.

EUGENE H. MCCOOL
(Employee)
v.
MERCY HOSPITAL
(Employer)
and
MAINE EMPLOYERS' MUTUAL INS. CO.
(Insurer)

BEFORE: COONEY, GAUVIN, HILTZ, KIRKPATRICK, KOOCHER, MINGO AND MONFILETTO, DIRECTORS

Pending before the Board is the Employer/Insurer's Motion to Dismiss the Employee's Petition for Extension of Benefits Pursuant to 39-A M.R.S.A. Section 213(1).

DECISION ON THE MOTION

The Employee, through counsel, has requested that his Petition be dismissed.

WHEREFORE, on a vote of 7-0, the Employee's Petition for Extension of Benefits is DISMISSED.

SO ORDERED.

WORKERS' COMPENSATION BOARD

VOTING YES:

Date

John C. Cooney, Director

Date

David M. Gauvin, Director

Date

Rodney B. Hiltz, Director

Date

Joan R. Kirkpatrick, Director

Date

Gary M. Koocher, Director

Date

James A. Mingo, Director

Date

Anthony Monfiletto, Director