

BEFORE THE MONTANA DEPARTMENT
OF LABOR AND INDUSTRY

IN THE MATTER OF HUMAN RIGHTS BUREAU CASE NO. 0111014714:

| | | |
|---------------------------|---|--------------------|
| EVELYN SEEFELDT, |) | Case No. 642-2012 |
| |) | |
| Charging Party, |) | |
| |) | |
| vs. |) | ORDER OF DISMISSAL |
| |) | |
| WESTERN STATES INSURANCE, |) | |
| |) | |
| Respondent. |) | |

* * * * *

Some months ago, the parties settled this matter between themselves. Despite repeated requests to the parties (by e-mail from the hearing officer's legal assistant) that the parties file a motion to dismiss, no request to dismiss has been filed. The hearing officer notes that this matter came to the Hearings Bureau on remand from the Human Rights Commission from a no cause finding. In such circumstances, the Human Rights Bureau does not seek affirmative relief. As the parties have settled the matter and the Human rights Bureau will not be seeking affirmative relief, there is no basis for this matter to remain on this tribunal's already crowded docket. Accordingly, it is ordered that this matter is dismissed.

To the extent that there are any extant protective orders and/or sealed documents and evidence, the hearing officer maintains all such matters as protected in accord with the orders until such time as a tribunal with jurisdiction shall vacate or modify the orders.

This case includes documents all or portions of which are, by order(s) of the Hearing Officer, sealed and kept from the public record, until further orders vacate or modify the sealing(s). Unless the parties filing sealed documents (entirely sealed or unredacted versions of redacted documents in the public record) agree upon other handling of that party's sealed documents, the protective orders sealing the documents remain in full force and effect unless modified hereafter by order of a tribunal exercising jurisdiction over the issue. When the contested case file is

destroyed in accord with department records retention policies, the sealed documents shall also be destroyed.

DATED: February 1, 2013

Gregory L. Hanchett

Gregory L. Hanchett, Hearing Officer
Hearings Bureau, Montana Department of Labor and Industry

CERTIFICATE OF MAILING

The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by depositing them in the U.S. Mail, postage prepaid, and addressed as follows:

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BILLINGS MT 59101

CANDACE FETSCHER/KATHRYN S MAHE
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The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by means of the State of Montana's Interdepartmental electronic mail service.

MARIEKE BECK, BUREAU CHIEF
HUMAN RIGHTS BUREAU

TIMOTHY LITTLE
DOLI LEGAL SERVICES BUREAU

DATED this 1st day of February, 2013.

Sandra Page