

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PROVIDENCE, SC.

WORKERS' COMPENSATION COURT
APPELLATE DIVISION

JOAN A. DUBE

)

)

VS.

)

W.C.C. 01-05719

)

CITY OF CRANSTON

)

ORDER OF REMAND OF THE APPELLATE DIVISION

This matter came before the Appellate Division on December 4, 2002 for oral argument. Counsel for the employee represented that subsequent to the conclusion of the trial in this matter, the parties entered into a Mutual Agreement modifying the employee's weekly benefits from partial incapacity to total incapacity for a period of time. The panel has determined that this document would be relevant to the issues presented in the appeal.

Therefore, it is hereby ordered:

1. That this matter is remanded to the trial judge for the sole purpose of reopening the case to admit the Mutual Agreement referred to by counsel, if in fact it does exist.

2. That upon completion of this act, the matter will be returned to the Appellate Division for further consideration and decision.

Entered as an order of the Court this day of December, 2002.

PER ORDER:

ENTER:

Olsson, J.

Morin, J.

Bertness, J.

I hereby certify that copies were mailed to John Harnett, Esq., and Robert Jeffrey, Esq., on
