

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

JANIS L. BEHRMAN,

Claimant,

v.

SCHOOL DISTRICT 132,

Employer,

and

STATE INSURANCE FUND,

Surety,

Defendants.

IC 2008-019189

**ORDER GRANTING REQUEST FOR
RECONSIDERATION**

Filed 7/17/14

On June 13, 2014, Claimant timely requested reconsideration of the Commission's June 4, 2014 Order Dismissing Complaint, without prejudice. Prior to the Commission's Order Dismissing Complaint, Referee Donohue sent the parties a Notice of Intent to Recommend Dismissal ("Notice") on April 28, 2014, due to case inactivity. The Notice gave Claimant twenty-one (21) days to respond and/or object to the recommendation. On May 19, 2014, Claimant responded that she wished to withdraw her complaint. The Commissioners issued an Order Dismissing Complaint on June 4, 2014.

On June 11, 2014, Claimant asked the Commission to reconsider the Order Dismissing Complaint. Claimant argues that her request withdrawing her complaint was due to her misunderstanding. Defendants did not respond.

DISCUSSION

Under Idaho Code § 72-718, a decision of the Commission, in the absence of fraud, shall be final and conclusive as to all matters adjudicated; provided, that within twenty (20) days

/s/
R.D. Maynard, Commissioner

/s/
Thomas E. Limbaugh, Commissioner

ATTEST:

/s/
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of July, 2014, a true and correct copy of the foregoing **ORDER GRANTING REQUEST FOR RECONSIDERATION** was served by regular United States Mail upon each of the following persons:

JANIS L BEHRMAN
1349 TENNESSEE DRIVE
MIDDLETON, ID 83644

RONALD COSTON
IDAHO STATE INSURANCE FUND
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0044

_____/s/_____