

REQUEST TO REMOVE A CASE FROM THE CALENDAR, NOT TO BE RESCHEDULED

Instructions: Use this form to document a request to remove a case from a hearing calendar, when you do not want the case rescheduled. First, call the office of the judge to make the request or announce the agreement of the parties. [All telephone calls must be made in accordance with ethical standards.] Then send the original of this form to the judge's office, in an envelope addressed specifically to the judge. Send a copy to all counsel and unrepresented parties, and complete the certificate of service below. Do not send a cover letter to the Board.

Employee:
Injury Date(s):
Claim Number:

This confirms that the hearing on this case will not/did not take place on _____, before Judge _____, and should not be rescheduled for the following reason:

_1) The parties agree that a hearing is no longer necessary, that no attorney fee approval (either assessed or non-assessed) is being requested at this time, that it is not appropriate for a Form WC-2 to be filed at this time, that the file may be returned to the central file room (in Atlanta), that no further action is being requested of the judge at this time, and that no order will be issued.

_2) The parties agree that a hearing is no longer necessary because income benefits will be commenced to the employee. Counsel for the employer/insurer/self-insurer will ensure that a Form WC-2 is promptly sent to this judge, in an envelope addressed specifically to the judge. Counsel for the employer/insurer/self-insurer understand that the Form WC-2 should be received by the judge within 14 days of the date that the board is notified that the form will be filed.

_a) The parties agree that, after the judge receives the form WC-2, counsel for the employee is entitled to approval of his or her fee contract at a rate of ___% of the income benefits, (which are/have been paid at \$_____ per week) not to exceed 400 weeks, due since the date of_____. The parties understand that no further order will be issued at this time except to approve the attorney's fee.

_b) All present and former counsel for the employee have agreed that they are entitled to approval of their fee contracts as follows: _____ to receive ___% of the income benefits, (which are/have been paid at \$_____ per week) not to exceed 400 weeks, due since the date of_____, and _____ to receive ___% of the income benefits, (which are/have been paid at \$_____ per week) not to exceed 400 weeks, due since the date of_____

[or:] _____

_3) The parties agree that a hearing is no longer necessary because income benefits will be commenced to the employee. Counsel for the employer/insurer/self-insurer will ensure that a Form WC-2 is promptly sent to this judge, in an envelope addressed specifically to the judge. Counsel for the employer/insurer/self-insurer understand that the Form WC-2 should be received by the judge within 14 days of the date that the board is notified that the form will be filed.

_a) The parties agree that, after the judge receives the form WC-2, counsel for the employee is entitled to assessment of his or her fee against the employer/insurer/self-insurer as follows: \$_____ [or] _____% of income benefits, (which are/have been paid at \$_____ per week) not to exceed 400 weeks, since the

date of _____.

_b) All present and former counsel for the employee have agreed that they are entitled to assessment of their fees as follows: _____ to receive \$_____ [or:]

_____ to receive \$_____ [or:]

_4) The parties agree that a hearing is no longer necessary because income benefits will be commenced to the employee and counsel is not requesting any fee, either assessed or non-assessed, at this time. Counsel for the employer/insurer/self-insurer will ensure that a Form WC-2 is promptly sent to this judge, in an envelope addressed specifically to the judge, and understand that it should be received by the judge within 14 days of the date the board is notified that the form will be filed. No order will be issued.

_5) The parties agree that a hearing is no longer necessary, and that counsel for the employee is entitled to an assessed attorney's fee of \$_____. A form WC-2 will not be filed because payment of income benefits is not the reason for the agreement on assessment of a fee. The parties understand that no other order will be issued except to approve the fee.

_6) The parties agree that a hearing is no longer necessary because they have resolved this dispute, and a stipulated settlement will be submitted to the Board for approval. The parties will send the stipulation to the Board in Atlanta.

I certify that I have today sent a copy of this to all counsel and unrepresented parties listed here:

Signature Date
Type your name, address, and telephone

number: