APPELLATE DIVISION Case No. App. Div. 15-0028 Decision No.18-9

VICTOR URRUTIA (Appellant)

v.

INTERSTATE BRANDS INTERNATIONAL (Appellee)

and

ACE AMERICAN INSURANCE COMPANY (Insurer)

Remanded from the Law Court: February 8, 2018 Issued: February 15, 2018

PANEL MEMBERS: Administrative Law Judges Collier, Goodnough, and Knopf BY: Administrative Law Judge Knopf

[¶1] Interstate Brands International appealed an October 13, 2016, decision of the Workers' Compensation Board Appellate Division, *Urrutia v. Interstate Brands International*, Me. W.C.B. No. 16-35 (App. Div. 2016), to the Maine Supreme Judicial Court, sitting as the Law Court. The Law Court issued its decision on February 8, 2018, with the following mandate:

The decision of the Appellate Division is vacated. Remanded to the Appellate Division with instructions to affirm the decision that Interstate Brands International is entitled to a credit of \$24,141.38 and to then remand to the ALJ for further proceedings addressing the application and effect of section 324.

Urrutia v. Interstate Brands Int'l, 2018 ME 24, --- A.3d ---.

[¶2] Pursuant to that mandate, Appellate Division decision No. 16-35 is now vacated, and the decision of the administrative law judge (*Stovall, ALJ*) is affirmed insofar as it entitled Interstate Brands to a credit in the amount of \$24,141.38. Additionally, the case is remanded to the administrative law judge for proceedings addressing the application and effect of section 324, consistent with the Law Court's decision.

SO ORDERED.

Attorney for Appellant: James J. MacAdam, Esq. Nathan A. Jury, Esq. MACADAM JURY 45 Mallett Drive Freeport, ME 04032 Attorney for Appellee: Stephen W. Moriarty, Esq. NORMAN HANSON & DETROY, LLC P.O. Box 4600 Portland, ME 04112-4600