

**STATE OF VERMONT
DEPARTMENT OF LABOR**

Workers' Compensation and
Safety Division, Petitioner

Docket No. 02-23-WCPen

v.

Aardvark Excavating, LLC, Respondent

ORDER OF DISMISSAL

On April 9, 2024, Respondent's principal William Hayes wrote to confirm that he had sent a cashier's check to Petitioner in the amount of \$27,500 to settle this matter.

On April 17, 2024, counsel for Petitioner confirmed receipt of that check but requested that this matter remain open pending confirmation of the check's clearance.

Following multiple rounds of email correspondence, on April 22, 2024 I canceled the formal hearing previously scheduled for April 26, 2024, but held that this case would remain pending until Petitioner confirmed the settlement check's clearance.

On the afternoon of Friday, June 7, 2024, counsel for Petitioner confirmed that the settlement check had cleared.

As the parties have resolved this case by settlement and the settlement check has cleared, there is no longer any dispute requiring adjudication.

Therefore, this case is **DISMISSED AS MOOT**.

DATED at Montpelier, Vermont this 10th day of June 2024.



Stephen W. Brown
Administrative Law Judge