

*In the Supreme Court of British Columbia*

Between:

Don Smith

Petitioner

And:

Workers' Compensation Appeal Tribunal

Respondent

**ORDER MADE AFTER APPLICATION**

BEFORE )  
          ) )  
          ) THE HONOURABLE )  
          ) JUSTICE LAW ) December 8, 2017  
          ) )  
          ) )  
          ) )

ON THE APPLICATION of Don Smith coming on for hearing at Vancouver, British Columbia on October 9 and 10, 2017 and on hearing Don Smith on his own behalf and Ben Matlock, counsel for the Worker's Compensation Appeal Tribunal:

THIS COURT ORDERS that:

1. Workers' Compensation Appeal Tribunal decision number A1712345 issued by Vice-Chair H. Hetter on May 25, 2017 (the "WCAT Decision") is set aside; and

2. The appeal at issue in the WCAT Decision is remitted to WCAT for redetermination with directions to hold an oral hearing.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:



\_\_\_\_\_  
Signature of Don Smith  
 party    lawyer for

\_\_\_\_\_  
Signature of Ben Matlock  
 party    lawyer for  
Workers' Compensation Appeal Tribunal

By the Court.

\_\_\_\_\_  
Registrar

No. 0123067  
Vancouver Registry

*In the Supreme Court of British Columbia*  
In the Matter of the *Judicial Review Procedure Act* R.S.B.C. 1996, c. 241

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Don Smith, Self-Representing Petitioner  
1234 ABC Street  
Vancouver, BC V1V 2V2  
(604)-123-4567