

FILED

October 2, 2018

**OFFICE OF
APPELLATE COURTS**

STATE OF MINNESOTA
IN SUPREME COURT

A18-0138

Kayla Lein,

Respondent,

vs.

Eventide and Meadowbrook Claims Services,

Relators,

and

Sanford Health and Blue Cross Blue Shield of ND,

Intervenors.

ORDER

In a decision filed on December 29, 2017, the Workers' Compensation Court of Appeals (WCCA) reversed, for the second time, a decision of the compensation judge that had denied the petition of respondent Kayla Lein for workers' compensation benefits. In both decisions, the WCCA concluded that Lein had established that her injury arose out of her employment. *Lein v. Eventide*, No. WC17-6101, 2017 WL 6820198, at *3 (Minn. WCCA Dec. 29, 2017); *Lein v. Eventide*, No. WC16-5961, slip op. at 3 (Minn. WCCA Dec. 7, 2016). In its 2017 decision, the WCCA relied, in part, on its decision in *Roller-Dick v. CentraCare Health System*, No. WC17-6051, 2017 WL 5504738 (Minn. WCCA Oct. 19, 2017). *Lein*, 2017 WL 6820198, at *2 (stating that the WCCA's "analysis and conclusion in *Roller-Dick* is determinative of the outcome in this case").

On January 24, 2018, relators Eventide and Meadowbrook Claims Services appealed from the WCCA's decision in this case. Shortly thereafter, we held oral argument in *Roller-Dick v. CentraCare Health System*, and on August 8, 2018, we affirmed the WCCA's decision in that case. 916 N.W.2d 373, 375 (Minn. 2018).

Based upon all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that the decision of the Workers' Compensation Court of Appeals filed and served on December 29, 2017 be, and the same is, affirmed without opinion. See *Hoff v. Kempton*, 317 N.W.2d 361, 366 (Minn. 1982) (explaining that "[s]ummary affirmances have no precedential value because they do not commit the court to any particular point of view," instead doing no more than establishing the law of the case). Respondent is awarded \$3,500 in attorney fees.

Dated: October 2, 2018

BY THE COURT:



Lorie S. Gildea
Chief Justice