

STATE OF MINNESOTA

IN SUPREME COURT

A09-1594 and A09-1595

Andrew Konczal,

Employee,

vs.

Hage Construction Company and General
Casualty Insurance Company,

Respondents (A09-1594),
Relators (A09-1595),

and

Fairview Health Services,

Relator (A09-1594),
Respondent (A09-1595).

Robin Simpson, Radd Kulseth, Aafedt, Forde, Gray, Monson & Hager, P.A.,
Minneapolis, Minnesota, for relators (A09-1595).

Roderick C. Cosgriff, Gregory G. Heacox, Heacox, Hartman, Koshmrl, Cosgriff &
Johnson, P.A., St. Paul, Minnesota, for relators (A09-1594).

Considered and decided by the court without oral argument.

O R D E R

Based upon all the files, records and proceedings herein,

IT IS HEREBY ORDERED that the decision of the Workers' Compensation Court of Appeals filed July 30, 2009, 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," doing no more than establishing the law of the case).

Dated: January 4, 2010

BY THE COURT:

/s/

G. Barry Anderson
Associate Justice