

**Filed 2/12/15 by Clerk of Supreme Court  
IN THE SUPREME COURT  
STATE OF NORTH DAKOTA**

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2015 ND 23

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Huffman Inc., d/b/a Huffco Services,

Appellant

v.

North Dakota Workforce Safety and Insurance,

Appellee

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No. 20140348

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Appeal from the District Court of Burleigh County, South Central Judicial District, the Honorable David E. Reich, Judge.

AFFIRMED.

Per Curiam.

Stephen D. Little, Gateway Office Building, 2718 Gateway Avenue, Suite 302, Bismarck, ND 58503-0585, for appellant.

Jacqueline Sue Anderson, Special Assistant Attorney General, 1800 Radisson Tower, 201 Fifth Street North, P.O. Box 2626, Fargo, ND 58108-2626, for appellee.

**Huffman Inc. v. WSI**

**No. 20140348**

**Per Curiam.**

[¶1] Huffman Incorporated (“Huffco”) appeals from a district court judgment affirming an administrative law judge’s order finding Huffco’s drivers are employees. Huffco argues its drivers are independent contractors and not employees because the greater weight of the evidence shows that Huffco’s drivers agreed to work as independent contractors, continued working as independent contractors, were treated as independent contractors and accepted the benefits of being independent contractors. We summarily affirm the district court judgment under N.D.R.App.P. 35.1(a)(5).

[¶2] Gerald W. VandeWalle, C.J.  
Daniel J. Crothers  
Lisa Fair McEvers  
Carol Ronning Kapsner  
Dale V. Sandstrom