

ALBERT G. CLARK, JR.
ADAM J. STEWART *

LAW OFFICES
MOORAD, CLARK & STEWART
1020 15th Street, Suite 20
Modesto, California 95354-1102

*Certified Specialist, Workers'
Compensation. The State Bar of
California Board of Legal
Specialization

Calvin Moorad -of Counsel

Tel: (209) 526-0522
Fax: (209) 526-4703
February 21, 2007

WORKERS' COMPENSATION APPEALS BOARD
31 E. Channel Street, Room 344
Stockton, CA 95202

RE: Donald Meidinger v San Joaquin County Mosquito & Vector Control Dist.
WCAB No: STK 207071
Claim No: VE0700038
DOI: 10/13/06

Dear Gentilepersons:

Enclosed please find the original and one copy of the Substitution of Attorney with attached Disclosure Statement and Labor Code Section 132(a) Caveat in the above entitled matter for filing on behalf of our client, above named. Also enclosed, is the original Affidavit in the Compliance with Labor Code Section 4906(g) for the date of injury.

By copy of this letter, a copy of the Substitution is being mailed to the employer and/or the insurance company. The defendants are advised by copy of this letter that we are demanding that they provide us with any and all photographs and/or movie films that they might have in their possession at the present time and in the future. This is a continuous demand.

It would be appreciated if you return a file-marked copy of these documents to us in the enclosed envelope.

Very truly yours,

MOORAD, CLARK & STEWART



ADAM J. STEWART

AJS/jes
Enclosures

cc: See attached Proof of Service

RECEIVED
FEB 22 2007
DIVISION OF
WORKERS' COMPENSATION
STOCKTON, CA

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS
WORKERS' COMPENSATION APPEALS BOARD

Case No. STK 207071

Donald Meidinger

vs.

Applicant

San Joaquin County Mosquito & Vector
Control District


Defendants

SUBSTITUTION OF ATTORNEYS

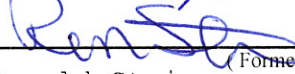
RECEIVED
FEB 22 2007
DIVISION OF
WORKERS COMPENSATION
STOCKTON OFFICE

Donald Meidinger hereby substitutes and
appoints Adam Stewart as his attorney in the
above-entitled case, in the place of Ronald Stein
who respectively consent hereto. A copy has been served on all parties or their attorneys where they
have attorneys.

Dated 1/24/07

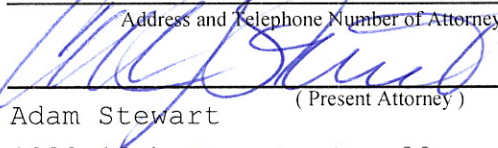


Donald Meidinger (Client)



Ronald Stein (Former Attorney)
4521 Quail Lakes Drive
Stockton, CA 95207
Address and Telephone Number of Attorney

Copies Have Been Served On:
(Adverse Parties and Attorneys)



Adam Stewart (Present Attorney)
1020 15th Street, Ste 20
Modesto, CA 95354 (209) 526-0522
Address and Telephone Number of Attorney

COMPLIANCE WITH LABOR CODE §4906(g)

Employee: Donald Meidinger

Employer: San Joaquin County Mosquito & Vector Control District

Case No.: STK 207071

Pursuant to the requirements set forth in Labor Code §4906, I declare as follows:

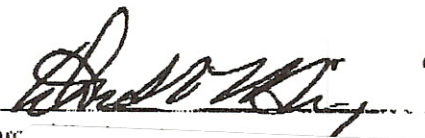
I have not violated Labor Code §139.5

I have not offered, delivered, received, or accepted any rebate, refund, commission, preference, patronage, dividend, discount, or other consideration, whether in the form of money or otherwise, as compensation or inducement for any referred examination or evaluation.

A photostatic copy of this declaration shall be valid as the original.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

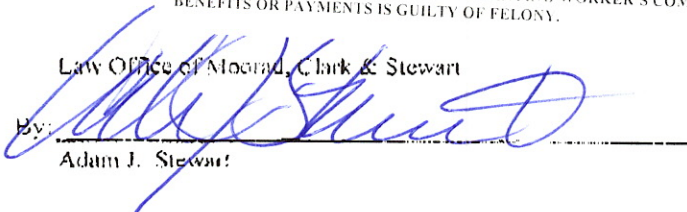
Dated: 1/25/07



Signature

ANY PERSON WHO MAKES OR CAUSES TO BE MADE ANY KNOWINGLY FALSE OR FRAUDULENT MATERIAL STATEMENT OR MATERIAL REPRESENTATION FOR THE PURPOSE OF OBTAINING OR DENYING WORKER'S COMPENSATION BENEFITS OR PAYMENTS IS GUILTY OF FELONY.

Law Office of Michael, Clark & Stewart



By:

Adam J. Stewart

ALBERT G. CLARK, JR.
ADAM J. STEWART *

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Calvin Moorad -of Counsel

Tel: (209) 526-0522
Fax: (209) 526-4703
January 25, 2007

Mr. Eric G. Helphrey
Stockwell, Harris, Widom & Woolverton
1545 River Park Drive, Suite 330
Sacramento, Ca 95815

RE: Donald Meidinger v San Joaquin County Mosquito & Vector Control Dist.
WCAB No: STK 207071
Claim No: VE0700038
DOI: 10/13/06

Dear Mr. Helphrey:

This is to advise you that this office will be representing the above-named injured employee concerning his or her industrial injury.

Enclosed please find a copy of the Notice of Claim and Disclosure Statement. Demand is hereby made for the immediate initiation of temporary disability benefits, payment of medical bills and vocational rehabilitation if and when the treating physician so indicates. **PLEASE BE ADVISED, THAT THIS OFFICE ROUTINELY DECLINES AUTHORIZATION FOR NURSE CASE MANAGERS.**

Before I can properly advise my client, I must have all of the following: All wage information; copies of all medical reports you have in your possession; any and all vocational rehabilitation reports and correspondence in your possession; any and all photographs and/or movie films you have in your possession at the present or in the future; statements you may have taken from my client; a job description of the employee's job duties at the time of the incident; and any and all other documents relating to this claim. In the event we do not receive the medical records within fifteen (15) days of the date of this letter, we will proceed to subpoena the same and have your company billed for this service. **THIS IS A CONTINUOUS DEMAND**

Should the employee be disabled an aggregate of 90 days, please have the rehabilitation representative contact this office for an appointment to review rehabilitation benefits and/or prepare a Job Analysis. **DO NOT HAVE ANYONE CONTACT OUR CLIENT DIRECTLY.**

January 25, 2007

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Thank you for your cooperation in this regard.

Very truly yours.

MOORAD, CLARK & STEWART

A handwritten signature in dark ink, appearing to read "Adam J. Stewart". The signature is written in a cursive style with a large, stylized initial "A".

ADAM J. STEWART

AJS/jes/new
Enclosure

cc: AIMS

FEE DISCLOSURE STATEMENT

If you choose to be represented by an attorney, your attorney's fees will be deducted from benefits. The fee will be approved by the Workers Compensation Appeals Board, with consideration given to the: (1) responsibility assumed by the attorney; (2) care exercised in representing you; (3) time involved; and, (4) results obtained.

Attorney's fees normally range from 12% -15% of the benefits awarded. If your attorney has also represented you before the Rehabilitation Unit, there may also be a fee allowed for this representation.

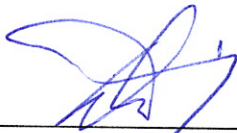
There are certain circumstances where your employer (or his/her insurer) may be liable to pay your attorney's fees. For example, if employer disputes a permanent disability evaluation obtained when you were not represented by an attorney, your employer may, be liable for any attorney fees you incur because of the dispute.

If at any time you no longer wish to be represented by the attorney, you may withdraw from representation by notifying the attorney. If you withdraw from representation, the fee amount found by a workers' compensation judge to be the fair value of any work the attorney did in your case will be deducted from your award.

An Information and Assistance Officer may be able to answer your questions concerning your workers' compensation benefits at no charge to you. He/She may be able to resolve your problems without the need for litigation.

Call this toll-free number: 1-800-736-7401.

Employee's Signature



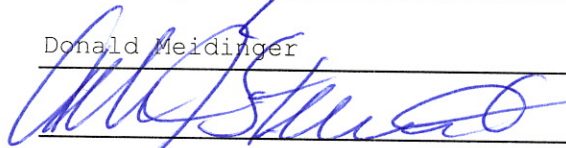
Date

1-24-07

Employee's Name

Donald Meidinger

Attorney's Signature



Date

1/24/07

Attorney's Name

Adam Stewart

Address

1020 15th Street, Ste 20

Modesto, CA 95354

Phone No.

526-0522

Any person who makes or causes to be made any knowingly false or fraudulent material statement or material representation for the purpose of obtaining or denying workers' compensation benefits or payments is guilty of felony.

CAVEAT

SECTION 132(a) OF THE LABOR CODE STATES AS FOLLOWS:

132(I). POLICY OPPOSED TO DISCRIMINATION AGAINST INJURED WORKERS' MISDEMEANOR OFFENSES

It is declared policy of this state that there should not be discrimination against workers who are injured in the course and scope of their employment.

(1) Any employer who discharges or threatens to discharge, or in any manner discriminates against any employee because he or she has filed or made known his or her intention to file an Application for Adjudication with the Appeals Board, or because the employee has received a rating, award, or settlement, is guilty of a misdemeanor and the employee's compensation shall be increased by one-half, but in no event more than ten thousand dollars (\$10,000), together with costs and expenses not in excess of two hundred fifty dollars (\$250,000). Any such employee shall also be entitled to reinstatement and reimbursement for lost wages and work benefits caused by the acts of the employer.

(2) Any employer who discharges, or threatens to discharge, or in any manner discriminates against any employee because the employee testified or made known his or her intentions to testify in another employee's case before the Appeals Board is guilty of a misdemeanor, and the employee shall be entitled to reinstatement and reimbursement for lost wages and work benefits caused by the acts of the employer.

PLEASE DO NOT DISCHARGE OR IN ANY WAY DISCRIMINATE AGAINST THE NAMED EMPLOYEE BECAUSE HE OR SHE CLAIMS HE OR SHE WAS INJURED ON THE JOB OR HAS FILED AN APPLICATION BEFORE THE WORKERS' COMPENSATION APPEALS BOARD. IF A DISCHARGE DOES OCCUR OR ANY OTHER DISCRIMINATION TAKES PLACE, OTHER ACTION WILL BE TAKEN BY THIS OFFICE PURSUANT TO SECTION 132(a).

If you have any questions concerning the provisions of Section 132(a) and their importance, we would suggest you contact your lawyer.

PROOF OF SERVICE BY MAIL - CCP 1013a, 2015.5

STATE OF CALIFORNIA)

: ss.

COUNTY OF STANISLAUS)

I am a citizen of the United States and a resident of the County of Stanislaus. I am over the age of eighteen years and not a party of the within entitled cause; my business address is: 1020 15th

Street, Suite 20, Modesto, California 95354. On February 21, 2007, I served the attached

SUBSTITUTION OF ATTORNEYS, DISCLOSURE STATEMENT, DECLARATION

PURSUANT TO LABOR CODE SECTION 4906(G) AND caveat 132(a) on the parties named below

in said cause, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Modesto, California addressed as follows:

San Joaquin County Mosquito & Vector Control Dist.
7759 S. Airport Way
Stockton, CA 95206-3918

Lindsey Jones
AIMS Insurance
Post Office Box 28100
Fresno, Ca 93729

Law Offices of Ronald Stein
4521 Quail Lakes Drive
Stockton, CA 95207

Eric G. Helphrey
Stockwell, Harris, Widom & Woolverton
1545 River Park Drive, Suite 330
Sacramento, Ca 95815

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on February 21, 2007, at Modesto, California.


Janette Schlarb

LAW OFFICES OF
MOORAD, CLARK & STEWART
1020 15th STREET, STE 20
MODESTO, CA 95354