

# WORKERS' COMPENSATION APPEALS BOARD

ANSWER OF DEFENDANT

Tom Beard  
(INJURED EMPLOYEE)

Case No. STK 0211961

vs.  
San Joaquin County Mosquito Vector Control District  
(CORRECT NAME OF EMPLOYER, INDICATE IF SELF-INSURED)

Date of alleged injury: 1/9/07  
7759 South Airport Way  
Stockton, CA 95206  
(EMPLOYER'S ADDRESS AND ZIP CODE)

AIMS Insurance  
(CORRECT NAME OF INSURANCE CARRIER OR IF SELF-INSURED, ADJUSTING AGENCY)

P.O. Box 269120  
Sacramento, CA 95826  
(INSURANCE CARRIER OR ADJUSTING AGENCY'S ADDRESS AND ZIP CODE)

ANSWERING DEFENDANTS deny the allegations of the application as indicated below with such explanations as expressly set forth and admit all other material allegations.

**DENIALS**

EXPLAIN BELOW

(Mark X if allegation is denied)

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DIVISION OF  
WORKERS COMPENSATION  
STOCKTON OFFICE

Employment

Occupation

Injury denied  
(IF DENIAL IS BASED ON DATE OR PART OF BODY INJURED, EXPLAIN FULLY)

Insurance coverage  
(CHECK IF EMPLOYER HAS BEEN NOTIFIED TO APPEAR AND DEFEND)

Liability for self-procured treatment reasonable and necessary

Liability for future medical treatment reasonable and necessary

Medical-legal costs reasonable and necessary

Earnings

Periods of disability  
(GIVE LAST DAY WORKED AND CORRECT DATE OF RETURN TO WORK)

Rehabilitation denied pending appropriate evidence and/or demands

Permanent disability apportionment  
(IF APPORTIONMENT IS CLAIMED, SO STATE)

**IT IS FURTHER ALLEGED:**

1. Defendants have paid disability indemnity in the total amount of \$ Subject to proof at the rate of \$ \_\_\_\_\_ a week beginning \_\_\_\_\_ through \_\_\_\_\_ plus \_\_\_\_\_

2. Affirmative defenses and other matters: All affirmative defenses permitted under California law, including the Labor Code, California Code of Regulations, and case law; post-termination defense and non-discriminatory good faith personnel action; contributions and credits and judicial notice of all other cases.

Defendants do not waive the right to raise additional issues in accordance with the provisions of law and the Rules of Practice if other issues develop.

see attached proof of service

Dated at Sacramento, California, December, 2007

[Signature]  
(EMPLOYER OR INSURANCE CARRIER)

By: Eric G. Helphrey, Esq.  
Stockwell, Harris, Widom, Woolverton & Muehl  
(ADDRESS AND TELEPHONE NUMBER OF ATTORNEY)

LAW OFFICES OF  
**STOCKWELL,  
HARRIS, WIDOM,  
WOOLVERTON &  
MUEHL**

A Professional Corporation

1545 RIVER PARK DRIVE  
SUITE 330  
SACRAMENTO, CALIFORNIA 95815-4616  
(916) 924-1862  
(916) 924-3541 FAX

STEVEN I. HARRIS  
RICHARD M. WIDOM  
GEORGE WOOLVERTON  
JEFFREY T. LANDRES  
MICHAEL L. TERRY  
EDWARD S. MUEHL  
TED L. HIRSCHBERGER  
LARRY S. MENDELSON  
LINDA S. FREEMAN  
JEFFREY E. LOWE  
IAN D. PAIGE  
JAN P. FUCHS \*  
ERIC G. HELPHREY  
RENEE D. LOGOLUSO  
BARRANCE Q. ZAKAR \*  
DANIEL J. YSABAL \*  
LISA R. KERNER  
SCOTT T. JELENSKY  
GAIL D. RACKLIFFE  
JOSEPH E. ZUCKERMAN  
KIMBERLY A. HANSEN  
JAMES C. SHIPLEY

BRUCE A. BARTON \*  
AURORA VASQUEZ  
SCOTT A. SECOR  
ERICK B. JAVANEAU  
ANNE C. BOBCHICK  
DOUGLAS D. SPENCE  
LISA A. VIDMAR  
JASON S. COLLIER †  
JOHN M. McKENNA  
JOHN T. BILLINGSLEA  
GEORGE E. MURPHY  
CAMELIA GAMBOA  
FREDERICK McCLELLAN  
JENNIFER P. SAVEY  
AARON M. PROSIN  
SAMUEL L. TOLWIN  
JAMES R. LAVIN  
MICHAEL S. WICHMAN  
HILARY A. McLAUGHLIN  
GEORGE FOGY  
BRIAN D. PEDERSON  
NEDA Y. SWEDELSON

LENA S. MAVROS  
JHN W. HICKS  
JOMAS P. MOOS  
L. STEVEN HATTENDORF  
FREDERIC J. PHANEUF  
CHRISTIAN M. SANTOS  
MICHELE M. VIENS  
DALE E. YOUNG \*  
DIANE E. MARTIN  
MARK J. THOMPSON  
ROBERT M. GRANT  
ANTHONY CANNIZZO  
JONATHAN M. FREEMAN  
PAULA N. HARRIS  
LISA A. HANHART  
MARK H. WILLENS  
SHERRIE L. McCracken  
SABRINA L. TSENG  
PETER S. KIM  
THOMAS J. SUCHY  
DEREK A. KUHEN  
PAUL S. WOLSEY

SARAH M. HISCOTT  
SU TRAN  
JANET ORMOND ANDRIZZI  
SUZANNE C. WILSON  
JOSHUA D. TEPERSON  
KARLO C. NEBRES  
EDITTE ALSEN  
JENNIFER L. BOECK  
DEBRA ODOM KUTTNAUER  
VINCENT D. MARLETTA  
STEPHEN L. TURK  
ROBERT M. SHERMAN  
SUSAN G. GEIER  
JENNIFER A. HABER  
SHARON E. DIDION  
MICHAEL D. TRAINER  
ALEXANDER G. ABDOLIN  
STEVEN A. SCHWARTZ  
TAMARA DARWEESH

\* CERTIFIED SPECIALIST WORKERS' COMPENSATION LAW  
THE STATE BAR OF CALIFORNIA BOARD OF LEGAL SPECIALIZATION  
† ALSO LICENSED IN THE STATE OF NEVADA

DAVID M. BAUTISTA  
MATTHEW B. WOOLVERTON  
TERA OLDFIELD  
OLIVIA INIGUEZ  
LYDIA A. WALTON  
RINA DEL ROSARIO  
LIEN SPECIALISTS

December 10, 2007

*\*Please see Proof of Service for list of Addressee(s)*

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DIVISION OF  
WORKERS COMPENSATION  
STOCKTON OFFICE

IN SRC

**RE: BEARD, TOM VS. SAN JOAQUIN COUNTY MVCD**

WCAB NO.: 1) STK 0124214 2) STK UNASSIGNED STK012426  
CLAIM NO.: VE0700048; V6201500  
OUR FILE NO.: 300223-003

Dear Gentlepersons:

Pursuant to the rules of the Division of Workers' Compensation Appeal Board, please find enclosed the following for your file:

- AMENDED NOTICE OF REPRESENTATION
- Proof of Service of same

Copies of the aforementioned documents are being served on all parties listed on the attached Proof of Service at this time.

Very truly yours,

STOCKWELL, HARRIS, WIDOM, WOOLVERTON & MUEHL  
A Professional Corporation

*Eric G. Helphrey for*  
ERIC G. HELPHREY  
EGH:amk

LOS ANGELES OFFICE  
3580 WILSHIRE BOULEVARD, 19<sup>TH</sup> FLOOR  
LOS ANGELES, CALIFORNIA 90010  
(323) 935-6669

ORANGE COUNTY OFFICE  
701 SOUTH PARKER STREET, SUITE 2200  
ORANGE, CALIFORNIA 92868  
(714) 479-1180

SAN FRANCISCO OFFICE  
222 KEARNY STREET, 9<sup>TH</sup> FLOOR  
SAN FRANCISCO, CALIFORNIA 94108  
(415) 734-9310

VENTURA OFFICE  
2021 SPERRY AVENUE, SUITE 46  
VENTURA, CALIFORNIA 93003-7417  
(805) 654-8994

SAN DIEGO OFFICE  
750 "B" STREET, SUITE 1220  
SAN DIEGO, CALIFORNIA 92101  
(619) 696-1436

SAN BERNARDINO OFFICE  
735 EAST CARNEGIE DRIVE, SUITE 270  
SAN BERNARDINO, CALIFORNIA 92408  
(909) 381-5553

GROVER BEACH OFFICE  
200 SOUTH 13<sup>TH</sup> STREET, SUITE 214  
GROVER BEACH, CALIFORNIA 93433-3302  
(805) 473-0720

FRESNO OFFICE  
1550 EAST SHAW AVENUE, SUITE 103  
FRESNO, CALIFORNIA 93710  
(559) 226-9030

1 **STOCKWELL, HARRIS, WIDOM, WOOLVERTON & MUEHL**

2 **A Professional Corporation**  
3 1545 River Park Drive, Suite 330  
4 Sacramento, California 95815-4616  
(916) 924-1862  
(916) 924-3541 Fax

5 Attorneys for Defendant

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WORKERS COMPENSATION  
STOCKTON OFFICE

6  
7 **BEFORE THE WORKERS' COMPENSATION APPEALS BOARD**  
8 **OF THE STATE OF CALIFORNIA**

9  
10 Mr. Tom Beard )  
11 )  
12 Applicant, )  
13 vs. )  
14 San Joaquin County Mosquito Vector Control )  
15 District; AIMS Insurance, )  
16 Defendant. )

- WCAB No.: 1) STK 01242146 ✓  
2) STK 0211962 ✓  
3) STK 0211961 ✓  
4) STK 0212117 ✓

**\* AMENDED \*  
NOTICE OF REPRESENTATION OF  
DEFENDANT AND DEMAND FOR SERVICE  
PER WCAB RULE 10510**

17 YOU ARE HEREBY placed on Notice that pursuant to WCAB Rule 10510 service  
18 of all reports, bills, and liens shall be made only on Defendant's attorney of record and  
19 not on the employer, carrier or the administrator. The attorney of record is:

20 **STOCKWELL, HARRIS, WIDOM, WOOLVERTON & MUEHL**  
21 A Professional Corporation  
22 1545 River Park Drive, Suite 330  
23 Sacramento, CA 95815-4616  
24 (916) 924-1862

25 This is the only service recognized by law as being valid for payment purposes.

26 Dated: 10 December 2007 Respectfully submitted,

27 **STOCKWELL, HARRIS, WIDOM, WOOLVERTON & MUEHL**  
28 A Professional Corporation

  
Eric G. Helphrey, Esq.

**PROOF OF SERVICE**

STATE OF CALIFORNIA

COUNTY OF SACRAMENTO

I am in the County of Sacramento, State of California. I am over the age of 18 years and not a party to the within action. My business address is 1545 River Park Drive, Suite 330, Sacramento, California 95815-4616.

On 12/ 14 /2007, I served the foregoing document described as: **AMENDED NOTICE OF REPRESENTATION** on all interested parties in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mailed at Sacramento, California, addressed as follows:

Ms. Mackenzie Dawson  
AIMS Insurance  
Post Office Box 269120  
Sacramento, California 95826-9120

Mr. John Stroh  
San Joaquin County Mosquito & Vector Control District  
7759 S. Airport Way  
Stockton, CA 95206

Mr. David N. Rockwell  
Frailing, Rockwell & Kelly  
Post Office Box 0142  
Modesto, CA 95353-0142

**ORIGINALS SENT TO:**  
Workers' Compensation Appeals Board  
31 E. Channel Street, Room 344  
Stockton, CA 95202

I certify, under penalty of perjury, that the foregoing is true and correct.

Executed on 12/ 14 /2007, at Sacramento, California.

By: Kathi Stokes

Kathi Stokes



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