

STATE OF CALIFORNIA
WORKERS' COMPENSATION APPEALS BOARD

Case No. ADJ 7976768

Applicant
Tiffany Anderson

v.
San Joaquin County
Mosquito & Vector Control District; AIMS
Defendants.

MINUTES OF HEARING
and/or ORDER & DECISION on CONTINUANCE
or ORDER TAKING OFF CALENDAR REQUEST
and/or NOTICE OF HEARING

- BEFORE AT
 TRIAL MSC WALK THRU
 CONF. EXP HEARING LIEN CONF

DATE OF: HEARING 6/11/13 REQUEST _____

APPEARANCES APPLICANT PRESENT NOT PRESENT

APPLICANT REPRESENTED BY In Pro Per ATTORNEY HEARING REP.
DEFENDANT REPRESENTED BY Stockwell Horns-Lyle Hansen ATTORNEY HEARING REP.
OTHERS APPEARING JACKSON LEWIS - ENKA PICKLES ATTORNEY HEARING REP.
~~INTERPRETER~~ Alayah Abdullah Atty 132(a) (App) CERTIFICATION NO. _____

[PARTIES ARE NOT TO WRITE BELOW HERE]

PARTY MAKING REQUEST: JOINT APPLICANT DEFENDANT OTHER _____
REQUEST FOR: CONTINUANCE OTOC REQUEST BY: LETTER TELEPHONE
POSITION OF OPPOSING PARTY: AGREE OPPOSE UNREACHABLE UNKNOWN

REASON FOR REQUEST

- FURTHER DISCOVERY: APP MED DEFENDANT MED AME DEPO INSUFFICIENT TIME TO START TO FINISH
 CALENDAR CONFLICT: APPLICANT DEFENSE L.C. REASSIGNMENT: REFUSED NOT AVAILBLE
 SETTLEMENT PENDING REPORTER INTERPRETER NOT AVAILABLE
 IMPROPER/INSUFFICIENT NOTICE BY PARTY WCJ NOT AVAILABLE RECUSAL
 IMPROPER DECLARATION OF READINESS/VALID OJECTION UEF ISSUES SERVICE DEFECTIVE BANKRUPTCY
 NON-APPEARANCE APP DEF LIEN CLAIMANT WITNESS PENDING
 APPLICANT DEF COUNSEL VACATION ILLNESS DEFECTIVE WCAB NOTICE
 UNAVAILABILITY OF WITNESSES APP DEFENSE ARBITRATION
 DISPUTE RESOLVED BY AGREEMENT NO ISSUE PENDING OTHER/COMMENTS _____
 JOINDER CONSOLIDATION VENUE NEW APPLICATION _____
 AUTO REASSIGN DISQUALIFY APP DEFENDANT _____
 APPLICANT NOW REPRESENTED REQUESTS REPRESENTATION _____
 CHANGE OF CIRCUMSTANCES

BOARD REASON

GOOD CAUSE APPEARING, IT IS ORDERED THAT THE REQUEST FOR CONT OTOC IS GRANTED DENIED
_____ DAYS FOR C&R STIPS, OTHERWISE: OTOC RESET _____

- OTOC C&R/STIPS SUBMITTED FOR APPROVAL C&R/STIPS APPROVED STIP & ORDER
 LIEN STIPS AND ORDER APPROVED N.O.I. TO ISSUE
 SET FOR MSC CONF TRIAL LIEN TRIAL CONTD TESTIMONY TIME 1 HR 2 HRS 4 HRS _____ DAY

SET ON 8-13-13 AT 8:30 LOCATION Stockton BEFORE JUDGE McGill

SUPPLEMENTAL PAGES ATTACHED _____ PAGES

DATE 6/11/13

W. Kearse McGill
W. KEARSE MCGILL
WORKERS' COMPENSATION JUDGE

NOTICE TO D counsel Stockwell Pursuant to Rule 10500 you are designated to serve this/these document(s) on all parties as shown on the Official Address Record. Service on designated server with a copy of the official address record.

Date _____ By _____

Served on parties and lien claimants present

STATE OF CALIFORNIA
Department of Industrial Relations
Division of Workers' Compensation
WORKERS' COMPENSATION APPEALS BOARD

TIFFANY ANDERSON,

Applicant,

v.

SAN JOAQUIN COUNTY MOSQUITO
VECTOR CONTROL DISTRICT,

Defendants.

WCAB Case No(s). ADJ79776768
Existing QME Panel No. 1114339
Date(s) of Injury 06/29/11

**Finding and Order Re:
Second QME Panel
(Unrepresented Case)**

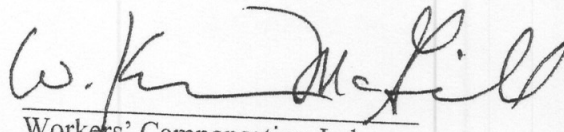
It is hereby found that:

- The medical record in this case requires further development on the disputed issue of internal medicine ; and a supplemental report or the deposition testimony of panel QME, Dr. Daniel Tabbador, will not sufficiently develop the record.
- The panel QME has failed or refused to request a consultative report from a physician whose opinion is necessary to further develop the record.
- The employee and employer/insurer agree that a new panel may be issued in the geographic location of the employee's work place.
- There has been an ex-parte communication with the panel QME in violation of Labor Code Section 4062.3(f).
- The report from panel QME _____ was not completed on time and one or both parties declined to waive the right to a new evaluation under Labor Code Section 4062.5.
- The QME's report fails to meet the minimum standards required by Labor Code § 139.2(d)(2) and Title 8, Code of Regulations §§ 10606 and 10631. **(Finding of fact must be attached and served on all parties, the Medical Unit, and the panel QME).**
- Other: _____

IT IS ORDERED THAT the Medical Director, Division of Workers' Compensation, issue within 15 days of the date of service hereof, a QME panel in the specialty of internal medicine, within a reasonable geographic area of applicant's residential zip code of 95242, or within a reasonable geographic distance of applicant's workplace zip code of _____. Applicant shall then select a QME from the panel in accordance with Labor Code Section 4062.1.

DATE:

6/11/13



Workers' Compensation Judge
Workers' Compensation Appeals Board

Notice to: Def

Pursuant to Rule 10500, you are designated to serve the attached document(s) forthwith on all parties shown on the Official Address Record (a copy of which is attached) along with a proof of service. You shall maintain the proof of service, which shall not be filed with the W.C.A.B. unless a dispute arises regarding service of the document. **In addition, this document is to be faxed to the DWC Medical Unit, attn. Sue Honor, (510) 286-0693.**

Date:

6-11-13

By:

P Myers

STOCKWELL HARRIS SACRAMENTO
KALIE WIKEL
(916) 924-1862
Kalie_Wikel@shww.com

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**RE: Anderson, Tiffany vs. San Joaquin County Mosquito & Vector Control District
(ADJ79776768)**

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 June 14, 2013, I served the foregoing document described as: **MINUTES OF HEARING/NOTICE OF HEARING AND FINDING AND ORDER RE: SECOND QME PANEL** 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. Karen Jellison
AIMS
P.O. Box 269120
Sacramento, CA 95826-9120
Via Email

DWC- Med Unit
Attn: Judges Order
P.O. Box 71010
Oakland, CA 94612
Via Fax (510) 286-0692 and U.S. Mail

Mr. Michael Christian
Jackson Lewis, LLP
801 K Street, Suite 2300
Sacramento, CA 95814

Ms. Tiffany Anderson
2 N. Avena Ave
Lodi, CA 95240

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STOCKWELL HARRIS SACRAMENTO
KALIE WIKEL
(916) 924-1862
Kalie_Wikel@shww.com

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

ARS Legal
13925 Whittier Boulevard
Whittier, CA 90605
(lien claimant)

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

Executed on June 14, 2013, at Sacramento, California.

By: _____

Heidi Valentine
Heidi Valentine