

STATE OF CALIFORNIA
Division of Workers' Compensation
Workers' Compensation Appeals Board

CASE NO.: [REDACTED]

[REDACTED] Vs. [REDACTED]

WORKERS' COMPENSATION JUDGE: [REDACTED]

DATE OF INJURY:

CT from 07 October 2014 to 07 June 2017

OPINION ON DECISION

Admissibility of Evidence:

Defendant objects to Applicant's Exhibits 11, 12, 13 & 14 based on an alleged violation of Labor Code § 5502. However, these exhibits are offered as rebuttal evidence and are thus admissible on that basis.

Injury AOE/COE:

Based on the inconsistent testimony of the Applicant, especially on cross-examination as well as the content of the records of the Facey Medical Group, the undersigned does not believe that there is adequate evidence that an industrial injury ever occurred. Doctors French, Greenspan, Curtis & Schwafel failed to address the inconsistencies between these records and their own histories. Also, there was insufficient evidence to establish a hypertension injury and a failure to fully explain the case in terms of the Rolda factors on this record.

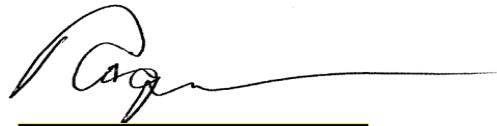
Attorney's Fees:

There being no corpus upon which to base a fee, attorneys' fees are denied.

Liens & Self-Procured Medical Care:

This is a final Award.

The liens were bifurcated at trial. Consequently, jurisdiction over the liens is reserved and the issue deferred. Parties are ordered to attempt to settle the medical –legal liens before filing any declaration of readiness to proceed. The treatment liens for this date of injury are invalid.



[REDACTED]
Workers' Compensation Judge

SERVICE:

FLOYD SKEREN WESTLAKE VILLAGE, Email
[REDACTED]

Served on above parties by preferred method of service shown
above at addresses shown on attached Proof of Service:

ON: 12-20-2022
[REDACTED]

**PROOF OF SERVICE
FINDINGS AND ORDERS AND
OPINION ON DECISION
DECEMBER 20, 2022**

Case Number: [REDACTED]

FLOYD SKEREN
WESTLAKE VILLAGE

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[REDACTED]

[REDACTED]

[REDACTED]