

**WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA**

PATRICIA CURTIS, *Applicant*

vs.

**COUNTY OF LOS ANGELES, Permissibly Self-Insured, Administered by YORK RISK
SERVICES GROUP, *Defendants***

**Adjudication Numbers: ADJ928309 (VNO 0521172); ADJ3770629 (VNO 0539478)
Van Nuys District Office**

**OPINION AND DECISION
AFTER RECONSIDERATION**

Applicant, Patricia Curtis, petitions for reconsideration of the Findings of Fact and Awards issued by the workers' compensation administrative law judge (WCJ) in this matter on March 16, 2022. In that decision, the WCJ found that applicant while employed as a custody assistant by defendant County of Los Angeles sustained injuries arising out of and in the course of the employment on August 10, 2005, to her lumbar spine, right shoulder and right hip, resulting in permanent partial disability of 14% (case ADJ928309) and during a cumulative period ending January 11, 2007, to her back and digestive system, resulting in permanent partial disability of 60% (case ADJ3770629.)

Applicant contends in substance in her petition for reconsideration that the WCJ erred in not finding that applicant's injuries caused permanent total disability.

We granted reconsideration to further study the factual and legal issues presented.¹

Subsequently, the parties participated in a commissioners' settlement conference at our request.

On September 8, 2023, the parties filed a fully executed Stipulations With Request for Award in each case.

¹ Commissioner Marguerite Sweeney signed the Opinion and Order Granting Petition for Reconsideration dated June 2, 2022. Commissioner Sweeney is no longer a member of the Appeals Board. Accordingly, a new panel member has been substituted in her place.

In order to expedite review and approval of the Stipulations, we will rescind the March 16, 2022 Findings of Fact and Awards and remand this matter to the WCJ to consider the Stipulations. The WCJ may conduct such further proceedings as he deems appropriate.

Our decision should not be construed as a ruling on the merits of the petition for reconsideration. If the WCJ does not approve the Stipulations, he can issue an order reinstating his decision and any aggrieved party may timely seek reconsideration from the reinstated decision.

Finally, we commend the parties for successfully resolving this matter without the need of further litigation.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Findings of Fact and Awards issued on March 16, 2022, be **RESCINDED**.

IT IS FURTHER ORDERED that this matter be **REMANDED** to the workers' compensation administrative law judge for further proceedings consistent with this opinion.

WORKERS' COMPENSATION APPEALS BOARD

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER

I CONCUR,

/s/ CRAIG SNELLINGS, COMMISSIONER

/s/ JOSEPH V. CAPURRO, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

September 19, 2023

SERVICE MADE ON THE ABOVE DATE ON THE PERSONS LISTED BELOW AT THEIR ADDRESSES SHOWN ON THE CURRENT OFFICIAL ADDRESS RECORD.

**PATRICIA CURTIS
LEWIS, MARENSTEIN, WICKE, SHERWIN & LEE
LAW OFFICES OF DANIEL J. DONAHUE**

DH/ara

I certify that I affixed the official seal of the Workers' Compensation Appeals Board to this original decision on this date. *abs*