

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

JUAN REYES, *Applicant*

vs.

KID COLLECTION; STATE COMPENSATION INSURANCE FUND, *Defendants*

**Adjudication Numbers: ADJ9184695, ADJ9184696
Los Angeles District Office**

**OPINION AND DECISION
AFTER RECONSIDERATION**

Lien Claimant, Citywide Scanning Service, Inc. and Defendant, State Compensation Insurance Fund both petitioned for reconsideration of the Joint Findings and Award issued by the workers' compensation administrative law judge (WCJ) in this matter on January 14, 2022. In that decision, the WCJ awarded lien claimant payment of invoices for securing copies of the records of SCIF, Dr. Brautbar, KID Collection, and James H. McGuire, 4 of the 11 unpaid and/or disputed invoices.

Petitioner, Citywide Scanning Service, Inc. contends in its petition for reconsideration that the WCJ erred in failing to allow payment of the remaining invoices. Petitioner State Compensation Insurance Fund contends in its petition for reconsideration that the WCJ erred in awarding additional payment for the invoice for SCIF records over and above what they already paid petitioner.

The WCJ issued two reports and recommendations. He recommended that petitioner Citywide's petition for reconsideration be denied. In response to defendant SCIF's petition for reconsideration, the WCJ recommended the Joint Findings and Award be amended to allow credit for sums previously paid by SCIF.

We granted reconsideration of the Joint Findings and Award to further study the factual and legal issues presented.¹

¹ Commissioner Deidra E. Lowe signed the Opinion and Order Granting Petition for Reconsideration dated March 22, 2022. As Commissioner Lowe is no longer a member of the Appeals Board, a new panel member has been substituted in her place.

Subsequently, the parties participated in a commissioners' settlement conference at our request and agreed to resolve this matter by stipulation. On August 22, 2022, the parties filed a fully executed Joint Stipulation to pay Lien Claimant Citywide Scanning Service, Inc. the sum of \$1,250.00 as full and final settlement of the dispute. The stipulation, signed on August 22, 2022, by representative Ani Balian for lien claimant, and Karen Miller, attorney for State Compensation Insurance Fund, provides as follows:

Lien Claimant, Citywide Scanning Service, Inc. retains an outstanding balance of \$ 4,983.81, for the copy services provided in the above referenced case.

Lien Claimant being represented by Ani Balian and Defendant being represented by Karen Miller agree to resolve the above referenced amount for a total sum of \$ 1,250.00 full and final settlement.

This settlement resolves any and all dates of service, full and final satisfaction of its lien for Citywide Scanning Service, Inc. in the case at bar along with all lien matters involving the same.

Payment will be made upon receipt of WCAB approval (Order/Award) of these stipulations.

P&I waived if paid within 30 days from the Order/Award by WCAB.

We conclude that the Stipulations filed by lien claimant and defendant should be approved.

Finally, we commend the parties for engaging in good faith negotiations and successfully resolving this matter without the need for further litigation.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Joint Findings and Award issued on January 14, 2022, be **RESCINDED**.

IT IS FURTHER ORDERED THAT the Stipulations of lien claimant Citywide Scanning Service, Inc. and defendant State Compensation Insurance Fund, filed on August 22, 2022 be **APPROVED**.

WORKERS' COMPENSATION APPEALS BOARD

/s/ MARGUERITE SWEENEY, COMMISSIONER

I CONCUR,

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER

/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

August 29, 2022

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

**CITYWIDE SCANNING SERVICE
STATE COMPENSATION INSURANCE FUND**

LAS/ara

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