

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

SUSAN FAIRCHILD, *Applicant*

vs.

**WINCO HOLDINGS, INC.; AMERICAN ZURICH INSURANCE COMPANY,
*Defendants***

**Adjudication Number: ADJ16283486
Bakersfield District Office**

**OPINION AND DECISION AFTER
RECONSIDERATION**

We previously granted reconsideration in order to study the factual and legal issues in this case.¹ This is our Opinion and Decision After Reconsideration.

It has come to the attention of the Appeals Board that while this matter was pending on reconsideration, the Petition for Reconsideration of the decision issued on June 16, 2022 has been withdrawn by petitioner. Therefore, we vacate our order granting reconsideration and dismiss the Petition.

¹ Commissioner Sweeney, who was on the panel that issued this decision, no longer serves on the Appeals Board. Another panelist was appointed in her place.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Opinion and Order Granting Petition for Reconsideration issued by the Workers' Compensation Appeals Board on September 1, 2022 is **VACATED**.

IT IS FURTHER ORDERED that the Petition for Reconsideration of the decision issued by the WCJ on June 16, 2022 is **DISMISSED**.

WORKERS' COMPENSATION APPEALS BOARD

/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER

I CONCUR,

/s/ PATRICIA A. GARCIA, DEPUTY COMMISSIONER

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

March 13, 2023

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

**SUSAN FAIRCHILD
CHAIN COHN CLARK
AMERICAN ZURICH INSURANCE COMPANY**

AS/ara

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