

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

JENNETH WHEATLE, *Applicant*

vs.

**LOS ANGELES UNIFIED SCHOOL DISTRICT, permissibly self-insured,
administered by SEDGWICK CLAIMS MANAGEMENT SERVICES, *Defendants***

**Adjudication Number: ADJ9011956
Van Nuys District Office**

**OPINION AND DECISION
AFTER RECONSIDERATION**

Applicant Jenneth Wheatle petitions for reconsideration of the Findings of Fact and Order issued by the workers' compensation administrative law judge (WCJ) in this matter on January 4, 2023. In that decision, the WCJ found that applicant's industrial injury while employed by defendant Los Angeles Unified School District as a teacher's assistant on May 9, 2013, did not cause a need for medical treatment for her teeth.

Applicant contends in her petition for reconsideration that the WCJ erred in finding that applicant is not entitled to treatment for her teeth.

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

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

On March 4, 2024, the parties filed a Compromise and Release.

In order to expedite review and approval of the Compromise and Release, we will rescind the January 4, 2023 Findings of Fact and Order and return this matter to the WCJ to consider the Compromise and Release. The WCJ may conduct such further proceedings as she 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 Compromise and Release, she can issue an order

reinstating her 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of the Workers' Compensation Appeals Board that the Findings of Fact and Order issued on January 4, 2023, be **RESCINDED**.

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

WORKERS' COMPENSATION APPEALS BOARD

/s/ JOSEPH V. CAPURRO, COMMISSIONER

I CONCUR,

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER

/s/ CRAIG SNELLINGS, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

March 8, 2024

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

**ARMSTRONG & SIGEL
JENNETH WHEATLE
KHACHIKYAN LAW GROUP**

DH/ara

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