

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

**PENNY NICKLES UNDERWOOD, *Applicant***

**vs.**

**SCHURMAN FINE PAPERS, INC;  
THE HARTFORD WESTERN WC CLAIM CENTER, *Defendants***

**Adjudication Number: ADJ10239170  
Oakland District Office**

**OPINION AND DECISION  
AFTER RECONSIDERATION**

We previously granted reconsideration in order to allow us time to further study the factual and legal issues in this case. We now issue our Opinion and Decision After Reconsideration.

We have considered the allegations of the Petition for Reconsideration. Based on our review of the record, and based on the correspondence by the parties regarding the need for MSA approval, we will rescind the February 18, 2021 Order Approving Compromise and Release and return this matter to the WCJ for further proceedings as determined appropriate by the WCJ and a new decision. This is not a final decision on the merits of any issues raised in the petition and any aggrieved person may timely seek reconsideration of the WCJ's new decision.

For the foregoing reasons,

**IT IS ORDERED** as the Decision After Reconsideration of the Workers' Compensation Appeals Board, that the February 18, 2021 Order Approving Compromise and Release is **RESCINDED**, and that this matter is **RETURNED** to the trial level for further proceedings and decision by the WCJ consistent with this opinion.

**WORKERS' COMPENSATION APPEALS BOARD**

**/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER**

**I CONCUR,**

**/s/ MARGUERITE SWEENEY, COMMISSIONER**

**/s/ DEIDRA E. LOWE, COMMISSIONER**



**DATED AND FILED AT SAN FRANCISCO, CALIFORNIA**

**August 23, 2021**

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

**PENNY NICKLES UNDERWOOD  
ALBERT & MACKENZIE  
WRIGHT AND FALLS  
FREMONT SURGERY  
THE HARTFORD  
SCHURMAN FINE PAPERS, INC.**

**PAG/abs**

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