

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

**SALVADOR PENATE, *Applicant***

**vs.**

**UNIVERSALLY CORRECT TECHNOLOGY, LLC;  
GALLAGHER BASSETT, *Defendants***

**Adjudication Number: ADJ12579904  
Marina del Rey District Office**

**OPINION AND ORDER  
DISMISSING PETITION  
FOR REMOVAL**

On March 9, 2021, applicant filed a Petition for Removal from a March 9, 2021 Minute Order issued by the workers' compensation administrative law judge (WCJ) continuing an expedited trial to April 13, 2021 over applicant's objection. Applicant asserts that the issue of temporary disability, which was noted in the pending Declaration of Readiness to Proceed (DOR), has largely resolved, that a new Medical Provider Network (MPN) issue has arisen that needs to be heard on an expedited basis, and that the WCJ did not allow the MPN issue to be included with the issues to be heard on April 13, 2021. On April 13, 2021, this matter was continued once again to June 8, 2021, this time for a status conference. The setting of the June 8, 2021 status conference renders applicant's Petition for Removal moot as a status conference will allow the WCJ and parties to address all pending issues and determine how to move forward.

For the foregoing reasons,

**IT IS ORDERED** that the Petition for Removal is **DISMISSED**.

**WORKERS' COMPENSATION APPEALS BOARD**

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

**I CONCUR,**

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

**/s/ KATHERINE A. ZALEWSKI, CHAIR**



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

**May 24, 2021**

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

**SALVADOR PENATE  
LAW OFFICES OF ALAN TAJER  
GILSON DAUB**

**PAG/abs**

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