

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

**YOUNG J. LEE, *Applicant***

**vs.**

**MILITARY DELI AND BAKERY SERVICES, INC. and UNITED STATES FIRE  
INSURANCE COMPANY administered by CRUM & FORSTER, *Defendants***

**Adjudication Number: ADJ11273405**

**Riverside District Office**

**OPINION AND ORDER  
DENYING PETITION FOR  
RECONSIDERATION**

Lien Claimant RMS Medical Group (RMS) seeks reconsideration of the Opinion and Order Granting Petition for Reconsideration and Decision After Reconsideration (Opinion) issued on July 31, 2023, by the Workers' Compensation Appeals Board, wherein we found that RMS was entitled to payment for the April 11, 2018 medical-legal services in the amount of \$625.00, plus the 10 percent increase and 7 percent interest pursuant to Labor Code section 4622(a)(1); and that based on our review of the entire record we agreed with the workers' compensation administrative law judge (WCJ) that defendant did not act in bad faith and therefore RMS was not entitled to an award of Labor Code section 5813 costs and/or sanctions.

RMS contends that based on defendant's conduct, it is entitled to Labor Code section 5813 costs. We received an Answer from defendant requesting the Petition be disregarded.

We have again reviewed the record of this matter and have considered the allegations in the Petition for Reconsideration and the Answer. Based thereon, for the reasons stated in our July 31, 2023 Opinion, which we adopt and incorporate by this reference thereto, we deny Reconsideration.

For the foregoing reasons,

**IT IS ORDERED** that RMS Medical Group's Petition for Reconsideration of the Opinion and Order Granting Petition for Reconsideration and Decision After Reconsideration issued by the Workers' Compensation Appeals Board on July 31, 2023, is **DENIED**.

**WORKERS' COMPENSATION APPEALS BOARD**

**/s/ JOSEPH V. CAPURRO, COMMISSONER**

I CONCUR,

**s/ PATRICIA A. GARCIA, DEPUTY COMMISSIONER**

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



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

**October 19, 2023**

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

**YOUNG LEE  
RMS MEDICAL GROUP  
HONG LAW  
SIEGEL, MORENO & STETTLER, APC  
MEDLAND MEDICAL**

**TLH/mc**

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