

Case Number:	CM13-0060030		
Date Assigned:	01/15/2014	Date of Injury:	06/07/2013
Decision Date:	06/20/2014	UR Denial Date:	11/14/2013
Priority:	Standard	Application Received:	12/02/2013

HOW THE IMR FINAL DETERMINATION WAS MADE

MAXIMUS Federal Services sent the complete case file to an expert reviewer. He/she has no affiliation with the employer, employee, providers or the claims administrator. The expert reviewer is Board Certified in Physical Medicine & Rehabilitation and is licensed to practice in Texas. He/she has been in active clinical practice for more than five years and is currently working at least 24 hours a week in active practice. The expert reviewer was selected based on his/her clinical experience, education, background, and expertise in the same or similar specialties that evaluate and/or treat the medical condition and disputed items/services. He/she is familiar with governing laws and regulations, including the strength of evidence hierarchy that applies to Independent Medical Review determinations.

CLINICAL CASE SUMMARY

The expert reviewer developed the following clinical case summary based on a review of the case file, including all medical records:

The injured worker is a 38-year-old male who reported injury on 06/07/2013. The mechanism of injury was a twisting and lifting injury. The documentation of 10/31/2013 revealed the injured worker had low back pain and bilateral lower extremity radiculopathy. The physical examination revealed 4/5 weakness in bilateral dorsiflexion and plantar flexion. The plan was an L4-5 instrumented fusion and decompression, a back brace, external bone growth stimulator, Island Bandage, and physical therapy 3 x a week x 6 weeks post operatively. The diagnoses included spondylosis, facet hypertrophy, lumbar pain, and radiculopathy.

IMR ISSUES, DECISIONS AND RATIONALES

The Final Determination was based on decisions for the disputed items/services set forth below:

A LUMBAR BACK BRACE: Upheld

Claims Administrator guideline: The Claims Administrator did not cite any medical evidence for its decision.

MAXIMUS guideline: The Expert Reviewer did not base their decision on the MTUS. Decision based on Non-MTUS Citation Official Disability Guidelines (ODG) Back brace, post operative (fusion).

Decision rationale: Official Disability Guidelines indicate postoperative back braces are under study but there is a lack of evidence supporting using the devices. The clinical documentation

submitted for review indicated the fusion was found to be not medically necessary. The request for a lumbar back brace therefore would not be medically necessary.