State Of California

California Occupational Safety and Health Appeals Board Minutes of the Stakeholders' Roundtable

Held on Tuesday, June 27, 2023

State Compensation Insurance Fund Training Center
1010 Vaquero Circle, Sequoia and King Rooms
Vacaville, California
In-Person Meeting

Present:

Ed Lowry, Public Member, Chair

Judith Freyman, Management Member

Jeff Mojcher, Chief Counsel

Patricia Hapgood, Acting Executive Officer

Kevin Reedy, Presiding Administrative Law Judge

Sam E. Lucas, Presiding Administrative Law Judge

Aaron Jackson, Staff Attorney

Elizabeth Clarke, Staff Attorney

Vincent Mersich, Staff Attorney

Kerri Lewis, Administrative Law Judge

Chris Jessup, Administrative Law Judge

Meghan Zapata, Staff Services Manager

Grace Johnson, Associate Governmental Program Analyst

Janis Jonas, Executive Secretary

Marlene Harris, Office Technician

Ashley Ames, Office Technician

Nichole Franco, Senior Legal Typist

Kathy Garner

Kevin Goddard

Tanya Henson

Clara Hill-Williams

Robert Armstrong

Deborah Bialosky

Michelle Boswell

Colton Bryan

Denise Cardoso

Rachel Conn

Victor Copetan

Joey Crocker

Andrew Dadasovich

Dawn Davis

David Donnell

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James Dufour

Lisa Friedman

Colton Kearney

Charles Keller

Jeffrey Lawson

Keith Mackenzie

Jennifer Martin

Warren Nelson

Lauren Ocadiz

Cynthia L. Perez

Lisa Prince

Alka Ramchandani Raj

Sesilya Saraydarian

Mayra Sandoval

Megan Shaked

Tom Song

Andrew Summer

Trevor Thompson

Kevin Thompson

Tuyet Tran

Jora Trang

Melissa Viramontes

Fred Walter

Debbie Weidle

Bruce Wick

David Wiseman

Kathryn Woods

Noel Zuniga

Chair's Report

The Chair Ed Lowry opened a Roundtable meeting at 10:02 a.m. He explained that the meeting had been noticed, and was in compliance with, the requirements of the Bagley-Keene Act. The meeting was called to give interested parties the opportunity to express their thoughts about the efficacy and efficiency of the Appeals Board's operations.

He introduced Board Member Judith Freyman and announced that Board Member Marvin Kropke would not be in attendance. Chair Lowry also announced two Appeals Board staff planned retirements and introduced the remaining Appeals Board staff in attendance. Guests were asked to voluntarily introduce themselves.

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Agenda Items

(1) The Board's rules of practice and procedure governing third party status and participation in Board proceedings, and possible amendments thereto.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

(2) Improving stakeholder access to, and knowledge regarding, Board decisions and DARs.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

(3) Methods of providing third party and stakeholder knowledge regarding the legal issues raised in cases under reconsideration before the Board, to provide greater opportunities for participation, amicus briefs, and/or observation.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

(4) Discussion regarding recently approved amendments to California Code of Regulations, title 8, sections 372.6, 372.8, 376, 376.8.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

(5) Discussion regarding any changes to pre- and post-COVID operations.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

(6) Any proposals for amendments and improvements to the Board's rules of practice and procedure.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

(7) Any proposals to enhance the efficacy and efficiency of Board hearings and conferences, including, settlement conferences, prehearing conferences, status conferences, and hearings.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

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(8) Any proposals for changes and improvements to the Board's calendaring procedures and processes, pertaining to the calendaring of hearings and conferences before ALJs.

<u>Action</u>: Public comments were requested by the Board and received, and discussion occurred regarding the aforementioned agenda item.

The session adjourned at 2:08 p.m.