

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

JIMMY CUELLAR, Applicant

vs.

BREEDERS CHOICE PET FOOD; ZURICH NORTH AMERICA, Defendants

**Adjudication Numbers: ADJ10900742; ADJ10900743
Los Angeles District Office**

**OPINION AND DECISION
AFTER RECONSIDERATION**

Applicant seeks reconsideration of the April 04, 2023 Findings and Order issued by the workers' compensation administrative law judge (WCJ). Therein, the WCJ found that applicant did not sustain injury to psyche in either ADJ10900742 or ADJ10900743.

The WCJ prepared a Report and Recommendation on Petition for Reconsideration, recommending that the Petition be denied.

Thereafter, we issued an order granting the Petition for Reconsideration, pending further review of the entire record.

Subsequently, the parties agreed to participate in our voluntary mediation program to discuss the issues raised.

On June 01, 2026, the parties advised that a proposed settlement by Stipulation and Order had been reached and requested return of the matter to the trial level for review of the proposed settlement.

In order to expedite review and approval of the parties' settlement, we will rescind the April 04, 2023 Findings and Order, and return this matter to the WCJ to consider the settlement. The WCJ may conduct such further proceedings as appropriate.

Our decision should not be construed as a ruling on the merits of the Petition for Reconsideration. If the WCJ does not approve the settlement, the WCJ can issue a new decision or an order reinstating their original decision, and any aggrieved person may timely seek reconsideration.

Finally, we commend the parties for successfully resolving this matter by joint agreement, without the need for further action by the Appeals Board.

Accordingly, as our Decision After Reconsideration, we rescind the April 04, 2023 Findings and Order and return the matter to the WCJ for further proceedings consistent with this decision. When the WCJ issues a new decision, any aggrieved person may timely seek reconsideration.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Findings and Order of April 04, 2023 is **RESCINDED** and that this matter is **RETURNED** to the WCJ for further proceedings consistent with this decision.

WORKERS' COMPENSATION APPEALS BOARD

/s/ CRAIG L. SNELLINGS, COMMISSIONER

I CONCUR,

/s/ JOSÉ H. RAZO, COMMISSIONER

/s/ JOSEPH V. CAPURRO, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

JUNE 5, 2026

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

**JIMMY CUELLAR
LAW OFFICES OF ROBERT LEE
STOCKWELL, HARRIS, WOOLVERTON & FOX
WOOLVERTON, WOOLVERTON & WOLSEY**

VC/md

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