

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

CHARLOTTE BARNES TURNER, *Applicant*

vs.

**NEFAB PACKAGING WEST AND TRAVELERS PROPERTY
CASUALTY COMPANY OF AMERICA, *Defendants***

**Adjudication Number: ADJ12239886
Oakland District Office**

**OPINION AND ORDER
DISMISSING PETITION
FOR REMOVAL**

On March 29, 2021, defendant filed an unverified¹ Petition for Removal in Case No. ADJ12239886. Although filed in Case No. ADJ12239886, the Petition for Removal challenges a March 10, 2021 Order issued by the workers' compensation administrative law judge (WCJ) in Case No. ADJ11353707, setting Case No. ADJ11353707 for trial on May 10, 2021. Defendant requests that Case No. ADJ11353707 be ordered off calendar until Case No. ADJ11353707 and Case No. ADJ12239886 are ordered consolidated. A hearing in Case No. ADJ11353707 took place on May 10, 2021 at which time the case was ordered off calendar rendering defendant's petition moot. Therefore, we will dismiss the Petition for Removal.

We admonish defense counsel Shauna L. Chiappella with Laura G. Chapman & Associates for filing a Petition for Removal in the wrong case causing confusion and wasted resources.

¹ Defendant filed a verification for the Petition for Removal On April 13, 2021.

For the foregoing reasons,

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

WORKERS' COMPENSATION APPEALS BOARD

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER

I CONCUR,

/s/ DEIDRA E. LOWE, COMMISSIONER

/s/ KATHERINE A. ZALEWSKI, CHAIR



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

SEPTEMBER 1, 2021

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

**CHARLOTTE BARNES TURNER
BRAND PETERS
LAURA CHAPMAN**

PAG/acw

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