

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

JOSE RAMIREZ CARDENAS, *Applicant*

vs.

**V.G RAMIREZ, INC.; STAR INSURANCE COMPANY administered by
MEADOWBROOK INSURANCE, *Defendants***

**Adjudication Numbers: ADJ9380781; ADJ9127070
Los Angeles District Office**

**OPINION AND DECISION
AFTER RECONSIDERATION**

Lien Claimant, Citywide Scanning Service, Inc. petitioned for reconsideration of the Findings and Orders issued by the workers' compensation administrative law judge (WCJ) in this matter on April 19, 2022. In that decision, the WCJ found the lien claimant failed to prove the services provided were valid med-legal costs. The WCJ ordered the lien claimant to take nothing for their lien.

Petitioner, Citywide Scanning Service, Inc. contends in its petition for reconsideration that the WCJ erred in excluding their exhibits and further erred in failing to find there was a contested claim at the time of lien claimant's services. Petitioner requested that the WCJ admit their exhibits and decide Citywide's right to reimbursement on the merits, or in the alternative, for the WCAB to grant the Petition for Reconsideration and admit their evidence as well as issue a Finding and Award in lien claimant's favor.

The WCJ issued a report recommending that the petition for reconsideration be denied.

We granted reconsideration to further study the factual and legal issues presented.

Subsequently, the parties participated in a commissioners' settlement conference at our request and agreed to resolve this matter by stipulation. On November 2, 2022, the parties filed a fully executed Stipulation to pay Lien Claimant Citywide Scanning Service, Inc. the sum of \$2,000.00 new money as full and final satisfaction of Citywide's lien. The stipulation, signed on

November 2, 2022, by representatives Ani Balian for lien claimant and Joaquin Montano for defendant, provides as follows:

Lien Claimant, Citywide Scanning Service, Inc. retains an outstanding balance of \$7,222.97, which includes penalty and interest per LC section 4622(a)(1), for the copy services provided in the above referenced case. To include all known and unknown invoices associated with this provider and/or Tax ID on the above referenced matter

Petitioner being represented by Ani Balian and Defendant being represented by Joaquin Montano of Gilson Daub agree to resolve the above referenced amount for a total sum of \$2,000.00 as full and final satisfaction of Citywide' s Lien.

This settlement resolves any and all dates of service for Citywide in the case at bar along with all penalty, interests & costs involving the same.

Payment will be made upon receipt of WCAB approval (Order/Award) of these stipulations.

P&I waived if paid within 30 days from the Order/Award by the WCAB.

We conclude that the Stipulations filed by lien claimant and defendant should be approved.

Finally, we commend the parties for engaging in good faith negotiations and successfully resolving this matter without the need for further litigation.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Findings and Orders issued by the workers' compensation administrative law judge (WCJ) in this matter on April 19, 2022, be **RESCINDED**.

IT IS FURTHER ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Stipulation of Citywide Scanning Service, Inc. and defendant Meadowbrook Insurance, filed on November 2, 2022, is **APPROVED**.

WORKERS' COMPENSATION APPEALS BOARD

/s/ JOSÉ H. RAZO, COMMISSIONER

I CONCUR,

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER

/s/ KATHERINE A. ZALEWSKI, CHAIR



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

November 9, 2022

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

**CITYWIDE SCANNING SERVICE, INC.
GILSON DAUB**

LAS/ara

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