

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

RAUL GUZMAN, *Applicant*

vs.

**SANTELLAN FARM LABOR CONTRACTOR; ZENITH INSURANCE COMPANY,
*Defendants***

**Adjudication Number: ADJ11318183
Fresno District Office**

**OPINION AND ORDER
DISMISSING PETITION FOR
RECONSIDERATION**

Applicant, in pro per, has filed a Petition for Reconsideration regarding the March 22, 2021 Order Approving Compromise and Release issued by the workers' compensation administrative law judge (WCJ). Therein, the WCJ approved the settlement of applicant's claim for \$14,000.00, with \$2,100.00 to be held in trust by defendant pending the resolution of the issue of entitlement to attorney fees by applicant's former attorney. We have considered the allegations of the Petition for Reconsideration and the contents of the report of the workers' compensation administrative law judge (WCJ) with respect thereto. No final decision regarding the entitlement to attorney fees has issued and the amount is being held in trust by defendant until such a determination is made. Based on our review of the record, the Petition will be dismissed because applicant is not aggrieved and because the petition is premature. We will return this matter to the trial level for the WCJ to set a hearing on the issue of entitlement to attorney fees.

For the foregoing reasons,

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

WORKERS' COMPENSATION APPEALS BOARD

/s/ MARGUERITE SWEENEY, COMMISSIONER

I CONCUR,

/s/ DEIDRA E. LOWE, COMMISSIONER

/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

June 25, 2021

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

**RAUL GUZMAN
SOLIMON RODGERS
CHERNOW LIEB**

PAG/pc

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