WORKERS' COMPENSATION APPEALS BOARD STATE OF CALIFORNIA

SALVADOR ZAMORA, Applicant

VS.

HOSPITALITY STAFFING SOLUTIONS; ACE AMERICAN INSURANCE COMPANY; ESIS, Defendants

Adjudication Numbers: ADJ9958896, ADJ10920695 Los Angeles District Office

> OPINION AND ORDER GRANTING PETITION FOR RECONSIDERATION AND DECISION AFTER RECONSIDERATION

Applicant seeks reconsideration of a Findings and Order (F&O) issued by a workers' compensation administrative law judge (WCJ) on December 27, 2022 in case number ADJ9958896.

On November 2, 2022, the parties proceeded to trial in consolidated case numbers ADJ9958896 and ADJ10920695. Our review of record reveals that the WCJ did not issue a decision in ADJ10920695 in an apparent clerical error. Since a joint decision should have issued, we will rescind the F&O in ADJ9958896 so that the WCJ may re-issue a new joint decision.

We have considered the allegations of the Petition for Reconsideration and the contents of the report with respect thereto. Based on our review of the record, we will grant reconsideration, rescind the WCJ's decision, and return this matter to the WCJ for further proceedings and decision. This is not a final decision on the merits of any issues raised in the petition and any aggrieved person may timely seek reconsideration of the WCJ's new decision.

For the foregoing reasons,

IT IS ORDERED that reconsideration of the decision of December 27, 2022 in ADJ9958896 is GRANTED.

IT IS FURTHER ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the decision of December 27, 2022 in ADJ9958896 is **RESCINDED** and that the matter is **RETURNED** to the trial level for further proceedings and decision by the WCJ.

WORKERS' COMPENSATION APPEALS BOARD

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER

I CONCUR,

/s/ CRAIG SNELLINGS, COMMISSIONER



/s/ JOSEPH V. CAPURRO, COMMISSIONER

DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

March 20, 2023

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

SALVADOR ZAMORA SOLOV AND TEITELL, A.P.C. ALBERT & MACKENZIE

AS/ara

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