

Case Number:	CM15-0118349		
Date Assigned:	06/26/2015	Date of Injury:	06/20/2002
Decision Date:	07/28/2015	UR Denial Date:	05/19/2015
Priority:	Standard	Application Received:	06/18/2015

HOW THE IMR FINAL DETERMINATION WAS MADE

MAXIMUS Federal Services sent the complete case file to an expert reviewer. He/she has no affiliation with the employer, employee, providers or the claims administrator. He/she has been in active clinical practice for more than five years and is currently working at least 24 hours a week in active practice. The expert reviewer was selected based on his/her clinical experience, education, background, and expertise in the same or similar specialties that evaluate and/or treat the medical condition and disputed items/Service. He/she is familiar with governing laws and regulations, including the strength of evidence hierarchy that applies to Independent Medical Review determinations.

The Expert Reviewer has the following credentials:
 State(s) of Licensure: New Jersey, Alabama, California
 Certification(s)/Specialty: Neurology, Neuromuscular Medicine

CLINICAL CASE SUMMARY

The expert reviewer developed the following clinical case summary based on a review of the case file, including all medical records:

The injured worker is a 62 year old female, who sustained an industrial injury on 06/20/2002 resulting in a low back injury. On provider visit dated 05/08/2015 the injured worker has reported low back pain associated with weakness in the bilateral lower extremities, tingling and numbness in the bilateral feet. On examination of the injured worker was noted to be anxious and withdrawn and tearful. Lumbar spine was noted to have spasms in the lumbar paraspinal muscles and stiffness in the lumbar spine. Limited mobility was noted in the lumbar spine. Stiff and antalgic gait was noted. Sensor was normal to light touch in the bilateral lower extremities. The diagnoses have included low back pain, status post lumbar microdiscectomy 04/14/2003, status post lumbar revision microdiscectomy L5-S1 on 04/20/2003, status post revision of L5-S1 lumbar discectomy with posterior lumbar interbody fusion on 05/05/2003, status post anterior L4-L5 discectomy, partial L4-L5 vertebrectomy fusion of L4-L5 and L5-S1 vertebrectomy on 06/07/2004, status post repeat laminectomy at L5-S1 and decompression with posterolateral fusion at L4-S1 on 06/08/2004. Treatment to date has included medication, physical therapy, neck surgery, medications and multiple back surgeries. The provider requested outpatient physical therapy lumbar 8-12 visits.

IMR ISSUES, DECISIONS AND RATIONALES

The Final Determination was based on decisions for the disputed items/services set forth below:

Outpatient physical therapy lumbar 8-12 visits: Upheld

Claims Administrator guideline: Decision based on MTUS Chronic Pain Treatment Guidelines Physical medicine.

MAXIMUS guideline: Decision based on MTUS Chronic Pain Treatment Guidelines Physical Medicine Page(s): 98.

Decision rationale: According to MTUS guidelines, Physical Medicine is “Recommended as indicated below. Passive therapy (those treatment modalities that do not require energy expenditure on the part of the patient) can provide short term relief during the early phases of pain treatment and are directed at controlling symptoms such as pain, inflammation and swelling and to improve the rate of healing soft tissue injuries. They can be used sparingly with active therapies to help control swelling, pain and inflammation during the rehabilitation process. Active therapy is based on the philosophy that therapeutic exercise and/or activity are beneficial for restoring flexibility, strength, endurance, function, range of motion, and can alleviate discomfort. Active therapy requires an internal effort by the individual to complete a specific exercise or task. This form of therapy may require supervision from a therapist or medical provider such as verbal, visual and/or tactile instruction(s). Patients are instructed and expected to continue active therapies at home as an extension of the treatment process in order to maintain improvement levels. Home exercise can include exercise with or without mechanical assistance or resistance and functional activities with assistive devices. Patient-specific hand therapy is very important in reducing swelling, decreasing pain, and improving range of motion in CRPS. The use of active treatment modalities (e.g., exercise, education, activity modification) instead of passive treatments is associated with substantially better clinical outcomes. In a large case series of patients with low back pain treated by physical therapists, those adhering to guidelines for active rather than passive treatments incurred fewer treatment visits, cost less, and had less pain and less disability. The overall success rates were 64.7% among those adhering to the active treatment recommendations versus 36.5% for passive treatment.” The frequency of the treatment should be reduced from 12 to 3 or less sessions. More sessions will be considered when functional and objective improvement is documented. There is no documentation that the patient cannot perform home exercise. Therefore, the request for outpatient physical therapy lumbar 8-12 visits is not medically necessary.