

Case Number:	CM15-0146594		
Date Assigned:	09/03/2015	Date of Injury:	03/31/2014
Decision Date:	10/06/2015	UR Denial Date:	07/01/2015
Priority:	Standard	Application Received:	07/28/2015

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: North Carolina

Certification(s)/Specialty: Family Practice

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 55-year-old male, who sustained an industrial injury on 03-31-2014. He has reported injury to the neck and low back. The diagnoses have included cervical spine myoligamentous sprain-strain; cervical spondylosis; lumbar spine myoligamentous sprain-strain; lumbar spondylosis; lumbar radiculitis; right shoulder impingement syndrome; and left shoulder impingement syndrome. Treatment to date has included medications, diagnostics, and physical therapy. Medications have included Tramadol and Relafen. A progress report from the treating physician, dated 06-01-2015, documented a follow-up visit with the injured worker. Currently, the injured worker complains of persistent pain, severe at times; he has completed eight sessions of physical therapy for the cervical and lumbar spine; and there has been some improvement in symptoms. Objective findings included there is tenderness in the cervical paravertebral muscles and upper trapezius region; he is able to flex the neck to 25 degrees; this maneuver causes increased neck pain in the cervical paravertebral muscles; extension to 30 degrees, right and left lateral flexion to 10 degrees, and right and left lateral rotation to 70 degrees, all with increased pain in the cervical paravertebral muscles; there is pain with palpation of the subacromial bursa and subdeltoid bursa on the right; Hawkins test is positive on the right; he ambulates with a normal gait; there is slight tenderness in the lumbar paravertebral muscles; and lumbar flexion is to 50 degrees, extension is to 5 degrees, and right and left lateral bending is to 10 degrees, all with increased low back pain. The treatment plan has included the request for 12 physical therapy sessions.

IMR ISSUES, DECISIONS AND RATIONALES

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

12 physical therapy sessions: 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): 98-99.

Decision rationale: The California chronic pain medical treatment guidelines section on physical medicine states: 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. (Colorado, 2002) (Airaksinen, 2006) Patient-specific hand therapy is very important in reducing swelling, decreasing pain, and improving range of motion in CRPS. (Li, 2005) 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. (Fritz, 2007)Physical Medicine Guidelines: Allow for fading of treatment frequency (from up to 3 visits per week to 1 or less), plus active self-directed home Physical Medicine. Myalgia and myositis, unspecified (ICD9 729. 1): 9-10 visits over 8 weeks Neuralgia, neuritis, and radiculitis, nspecified (ICD9 729. 2) 8-10 visits over 4 weeks. Reflex sympathetic dystrophy (CRPS) (ICD9 337. 2): 24 visits over 16 weeks. The requested amount of physical therapy is in excess of California chronic pain medical treatment guidelines. The patient has already completed a course of physical therapy. There is no objective explanation why the patient would need excess physical therapy and not be transitioned to active self-directed physical medicine. The request cannot be medically necessary.