WORKERS' COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

JOSE JUAN VEGA BUCIO, *Decedent*
ELVIRA SANCHEZ DE VEGA *Applicant*

vs.

JUAN BERUMEN and
UNINSURED EMPLOYERS BENEFIT TRUST FUND, *Defendants*

Adjudication Number: ADJ11236899
Bakersfield District Office

OPINION AND DECISION
AFTER RECONSIDERATION

It has come to the attention of the Appeals Board that, while this matter has been pending on reconsideration, the parties have reached a proposed settlement.

Since the District Office is precluded from acting on a case while it is pending on reconsideration (Cal. Code Regs., tit. 8, § 10961), in order to permit review by the workers' compensation administrative law judge (WCJ) of the proposed settlement, we will rescind the decision from which reconsideration is sought and return this matter to the trial level for the WCJ to consider the proposed settlement. If the WCJ does not approve the settlement, the WCJ may issue an order reinstating the original decision and any aggrieved person may timely seek reconsideration from the reinstated decision. This is not a final decision on the merits of any of the issues pending on reconsideration.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the WCJ's decision of July 26, 2023 is **RESCINDED** and this matter is **RETURNED** to the trial level for further proceedings and decision by the WCJ.

WORKERS' COMPENSATION APPEALS BOARD

/s/ KATHERINE A. ZALEWSKI, CHAIR

I CONCUR,

/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER

/s/ JOSEPH V. CAPURRO, COMMISSONER

DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

October 25, 2023

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

ELVIRA SANCHEZ DE VEGA, Dependent
PEREZ, WILLIAMS, MEDINA & RODRIGUEZ
TOBIN • LUCKS LLP
OFFICE OF THE DIRECTOR, LEGAL

AS/mc

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

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