

WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA

ESMERALDA SANCHEZ, *Applicant*

vs.

KELLERMAYER BERGENSONS SERVICES, LLC.;
CONSTITUTION STATE SERVICES; ZURICH AMERICAN INSURANCE COMPANY,
Defendants

Adjudication Number: ADJ18189986
Van Nuys District Office

OPINION AND DECISION
AFTER RECONSIDERATION

Defendant and lien claimant Spectrum Medical Group each petitioned for reconsideration of the May 8¹, 2025 Findings and Award (F&A) issued by the workers' compensation administrative law judge (WCJ). Therein, the WCJ found that applicant claims to have sustained industrial injury to her knees, feet, trunk, both shoulders, and lumbar spine while employed as a janitor during the period from August 31, 2022 through August 31, 2023. The WCJ further found that "lien claimant, standing in applicant's shoes, has failed in its burden to prove injury [arising out of and occurring in the course of employment (AOE/COE)]" and that "[d]efendant is liable only for services provided by lien claimant on [October 25, 2023] and lien claimant is due nothing further." Based on these findings, the WCJ awarded lien claimant the amount of \$1,000.00 along with penalties and interest, to be adjusted by the parties.

Defendant contends that the WCJ erred in making the award of \$1,000.00 to lien claimant arguing that the evidence the WCJ relied upon is inadmissible.

Lien claimant contends that the WCJ should have relied on the record to find injury AOE/COE or developed the record further.

Defendant and lien claimant each filed Answers. The WCJ issued a Report and

¹ Our Opinion and Order Granting Petition for Reconsideration lists the date of the F&A as May 5, 2025, however, it issued on May 8, 2025, per the proof of service.

Recommendation on Petition for Reconsideration recommending that we deny reconsideration of lien claimant's petition and that we grant reconsideration of defendant's petition and amend the May 5, 2025 Findings and Award to exclude additional evidence and to develop the record further.

We granted reconsideration to further study the factual and legal issues presented and encouraged the parties to participate in the Appeals Board's voluntary mediation program.

Subsequently, the parties participated in a commissioners' mediation settlement conference and agreed to resolve this matter by stipulation. On December 12, 2025, the parties filed a fully executed lien settlement agreement to settle the lien of Spectrum Medical Group for the sum of \$2,000.00 as full and final satisfaction of Spectrum's lien. The stipulation, signed on December 12, 2025, by representative William Espinoza for lien claimant, and by Hilary Satzman, attorney for defendant, provides as follows:

Lien Claimant, Spectrum Medical Group, has a lien filed for services in the amount of \$5,131.32. Lien Claimant, Spectrum Medical Group, agrees to accept the sum of **\$2,000.00**, as full payment and satisfaction of all liens and bills filed for service(s) up to the present date. Penalties and interest will be waived if payment is made within 30 days of this fully executed agreement. The Workers' Compensation Appeals Board to maintain jurisdiction over any disputes arising out of this agreement. Defendant agrees to issue payment within 30 days, but does not stipulate that any P&I would be owed for any reason.

Please submit payment to:

SPECTRUM MEDICAL GROUP

5211 E. WASHINGTON BLVD., SUITE#18 LOS ANGELES, CA 90040

TAX ID#: 20-XXXXXXX

We conclude that the Stipulations filed by lien claimant and defendant should be approved.

Finally, we commend the parties for engaging in good faith negotiations and successfully resolving this matter without the need for further litigation.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Findings and Award issued by the workers' compensation administrative law judge (WCJ) in this matter on May 8, 2025, is **RESCINDED**.

IT IS FURTHER ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the Stipulations of lien claimant Spectrum Medical Group and defendant Zurich American Insurance Company, by and through their representatives, and filed on December 12, 2025, is **APPROVED**.

WORKERS' COMPENSATION APPEALS BOARD

/s/ CRAIG L. SNELLINGS, COMMISSIONER

I CONCUR,

/s/ JOSÉ H. RAZO, COMMISSIONER

/s/ JOSEPH V. CAPURRO, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

DECEMBER 17, 2025

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

**SATZMAN & ASSOCIATES
SPECTRUM MEDICAL GROUP**

LAS/bp

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