

**WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA**

FRANCESCA TUCKER SCHUYLER, *Applicant*

vs.

CITY OF MONTEBELLO, permissibly self-insured, *Defendant*

**Adjudication Numbers: ADJ10561152; ADJ10561411; ADJ10562671
Los Angeles District Office**

**OPINION AND DECISION
AFTER RECONSIDERATION**

Applicant sought reconsideration of the Findings and Award issued on September 11, 2023, by a workers' compensation administrative law judge (WCJ). The WCJ found that applicant sustained industrial injury to his neck, upper extremities, back, right arm, right wrist, left wrist, left shoulder, right shoulder, bladder, colon, upper digestive tract, and injury in form of hypertension while employed as a city manager during the period between April 30, 2014 to April 30, 2015 (ADJ10561152 (MF)), during the period between April 7, 2014 to April 15, 2015 (ADJ10561411), and on July 13, 2016 (ADJ10562671), causing 60% permanent disability.

Applicant contends that the WCJ erred in finding that applicant's psychiatric injury is not compensable. Applicant further contends that the WCJ erred in applying the combined values chart (CVC) rather than adding the impairment ratings.

Defendant filed an Answer. The WCJ issued a Report and Recommendation on Petition for Reconsideration recommending that we deny reconsideration.

We issued an order granting reconsideration pending further review of the entire record. Thereafter, the parties successfully participated in voluntary mediation at the Appeals Board.

Subsequently, the parties advised that a proposed settlement had been reached.

In order to expedite review and approval of the parties' settlement agreement, we will rescind the September 11, 2023 Findings and Award and return this matter to the trial level to consider the settlement. The assigned WCJ may conduct such further proceedings as is deemed appropriate.

Our decision should not be construed as a ruling on the merits of the Petition for Reconsideration. If the WCJ does not approve the settlement, the WCJ may conduct further proceedings as appropriate and issue a new decision. Any aggrieved person may timely seek reconsideration of the new decision.

Finally, we commend the parties for successfully resolving this matter by joint agreement, without the need for further action by the Appeals Board.

For the foregoing reasons,

IT IS ORDERED as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the September 11, 2023 Findings and Award is **RESCINDED** and the matter is **RETURNED** to the trial level for further proceedings consistent with this decision.

WORKERS' COMPENSATION APPEALS BOARD

/s/ JOSEPH V. CAPURRO, COMMISSIONER

I CONCUR,

/s/ KATHERINE A. ZALEWSKI, CHAIR

/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

August 6, 2026

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

**FRANCESCA TUCKER SCHUYLER
MOISES VAZQUEZ
VALENCIA MCWHORTER**

AS/md

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