

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

VELEDA BURTON, *Applicant*

**SEES CANDIES; TRAVELERS PROPERTY AND CASUALTY
COMPANY OF AMERICA, *Defendants***

**Adjudication Numbers: ADJ13196307, ADJ13196309, ADJ13196308
Oakland District Office**

**OPINION AND ORDER
DISMISSING PETITION
FOR REMOVAL**

Applicant has filed a petition for removal from the “Opinion and Order Dismissing Petition for Removal” issued on March 13, 2026, by the Workers’ Compensation Appeals Board.

Applicant generally contends that decision of the Appeals Board was in error.

We have not received an answer from defendant. The workers’ compensation administrative law judge (WCJ) filed a Report and Recommendation on Petition for Removal (Report) recommending that we deny removal.

We have considered the allegations of the Petition for Removal and the contents of the WCJ’s Report. Based on our review of the record we will dismiss the Petition for Removal as the petition is a successive petition.

A petitioning party cannot attack an Appeals Board decision through another petition seeking, in substance, the same relief. Successive petitions are not allowed and may constitute frivolous or bad faith conduct. (See *Crowe Glass Company v. Industrial Acc. Com. (Graham)* (1927) 84 Cal. App. 287; *Navarro v. A&A Farming* (2002) 67 Cal.Comp.Cases 296, 299–300 (Appeals Board en banc)). A party aggrieved by an Appeals Board decision on removal must either wait until a final order issues and reraise the issue on reconsideration, or petition for a writ of review to the Court of Appeal. However, it would appear that the time for applicant to seek writ of review of the March 13, 2026 order has passed.

Applicant is admonished that pursuant to WCAB Rule 10430 a person may be declared a vexatious litigant where the person: “repeatedly files unmeritorious motions, pleadings or other

papers, repeatedly conducts or attempts to conduct unnecessary discovery, or repeatedly engages in other tactics that are in bad faith, are frivolous or are solely intended to cause harassment or unnecessary delay[.]” (Cal. Code Regs., tit. 8, § 10430.) If applicant’s conduct in this matter persists, vexatious litigant proceedings may be instituted.

Accordingly, we dismiss the Petition for Removal.

For the foregoing reasons,

IT IS ORDERED that applicant's Petition for Removal from the "Opinion and Order Dismissing Petition for Removal" issued on March 13, 2026, by the Workers' Compensation Appeals Board is **DISMISSED**.

WORKERS' COMPENSATION APPEALS BOARD

/s/ CRAIG L. SNELLINGS, COMMISSIONER

I CONCUR,

/s/ KATHERINE A. ZALEWSKI, CHAIR

/s/ KATHERINE WILLIAMS DODD, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

AUGUST 19, 2026

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

**VELEDA BURTON
LAURA CHAPMAN & ASSOCIATES**

EDL/mt

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