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Keel CPW LTB **Diary Review**

DEF-0496

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At: \_\_\_\_\_

By: \_\_\_\_\_

STATE OF CALIFORNIA  
Division of Workers' Compensation  
Workers' Compensation Appeals Board

Case No. ADJ8754563

**JOEY JOJOLA,**

*Applicant,*

vs.

**HI-GRADE MATERIALS; THE HARTFORD,  
administered by GALLAGHER BASSETT  
SERVICES**

*Defendants.*

**FINDINGS OF FACT  
(EXPEDITED)**

The above entitled matter having been heard and regularly submitted at an Expedited hearing for decision on October 8, 2014, the Honorable Sandra Rosenfeld, Workers' Compensation Judge, now decides as follows:

**FINDINGS OF FACT**

1. Joey Jojola, born October 15, 1965 while employed on December 4, 2012 as a truck driver, Occupational Group No. 350 at Little Rock, California by Hi-Grade Materials, inc., sustained injury arising out of and in the course of employment to his lumbar spine.
2. The UR approval of May 22, 2014 is invalid.

DATE: October 29, 2014



**Sandra Rosenfeld**  
WORKERS' COMPENSATION JUDGE

STATE OF CALIFORNIA  
Division of Workers' Compensation  
Workers' Compensation Appeals Board

CASE NUMBER: ADJ8754563

JOEY JOJOLA

-vs.-

HI-GRADE MATERIALS;  
THE HARTFORD,  
administered by  
GALLAGHER BASSETT  
SERVICES

WORKERS' COMPENSATION  
JUDGE:

Sandra Rosenfeld

DATE:

October 29, 2014

**OPINION ON DECISION**

1. **UTILIZATION REVIEW OF May 22, 2014 IS INVALID:**

A UR denial for disk replacement of L4-5 and fusion at L5-S1 was initially issued on November 14, 2013. Defense Exhibit K. Applicant's attorney then filed an application for IMR, for which a determination was issued on June 12, 2014, upholding the UR denial. Defense Exhibit H. Accordingly, the UR denial remains in effect for 12 months from the date of the decision pursuant to L.C. 4610(g)(6).

While there was a subsequent, partial UR authorization issued on May 22, 2014 for fusion to L5-S1, no evidence was provided that there had been a documented change in the facts material to the original denial per L.C. 4610(g)(6). Accordingly, the original denial stands.

DATE: October 29, 2014



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**Sandra Rosenfeld**  
WORKERS' COMPENSATION JUDGE

STATE OF CALIFORNIA  
DEPARTMENT OF INDUSTRIAL RELATIONS  
DIVISION OF WORKERS' COMPENSATION

10-29-2014

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FINDINGS OF FACT (EXPEDITED) AND OPINION ON DECISION

Case Number: ADJ8754563

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JOEY JOJOLA	Injured Worker, 1108 W LUMBER ST, LANCASTER, CA 93534
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DEPARTMENT OF INDUSTRIAL RELATIONS  
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