

CASE NO. PAS 10549

EDGAR PERAZA

VS.

KUP
AMBRIT INDUSTRIES,
INC.; GREAT STATES
INSURANCE COMPANY

WORKERS' COMPENSATION JUDGE:
DATE OF INJURY:

RUSSELL G. ZARETT
4/17/89 - 2/26/91

OPINION ON DECISION

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OCT 20 1993

KENNITH L. PETERSON

INJURY ARISING OUT OF AND OCCURRING IN THE COURSE OF
EMPLOYMENT:

Based upon the testimony of Mary Bender, Martin Becerra and Paul B. Yausai and the medical reports of Lee Woolf, M.D. and Frank Zizzo, M.D. dated October 5, 1991 and September 3, 1991, it is found that applicant did not sustain injury to his orthopedic system, internal system, psyche and ears arising out of and occurring in the course of employment during the period April 17, 1989 to and including February 26, 1991.

SELF-PROCURED MEDICAL TREATMENT:

All liens for self-procured medical treatment are denied in view of the finding of no industrial injury.

MEDICAL-LEGAL COSTS:

All liens for medical-legal expense are to be adjusted with jurisdiction reserved.

LIEN OF EMPLOYMENT DEVELOPMENT DEPARTMENT:

Based on the finding of no industrial injury, Employment Development Department is not entitled to recover and their entire lien is disallowed.

OTHER:

The issue of reimbursement to defendants for any monies paid to lien claimants and applicant is deferred at this time in view of the finding on medical-legal costs.

ATTORNEY FEES:

No attorney fees can be awarded in view of no benefits being awarded in this case. The lien of Glen Lintner, Esq. for attorney's fees is denied.


RUSSELL G. ZARETT
WORKERS' COMPENSATION JUDGE

RGZ:slk

STATE OF CALIFORNIA
DIVISION OF WORKERS' COMPENSATION

Case No. PAS 10549

EDGAR PERAZA,

Applicant

vs.

AMBRIT INDUSTRIES, INC.; GREAT STATES
INSURANCE COMPANY,

Defendants.

FINDINGS AND AWARD
AND ORDER

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KENNITH L. PETERSON

Kennith L. Peterson
Attorney for Defendants

Application having been filed herein; all parties having appeared, and the matter having been regularly submitted for decision, the Honorable RUSSELL G. ZARETT, Workers' Compensation Judge, finds, awards and orders as follows:

FINDINGS OF FACT

1. Edgar Peraza, born September 26, 1962, while employed as a die caster at Glendale, California, during the period April 17, 1989 through February 26, 1991 by Ambrit Industries, Inc., whose compensation insurance carrier was Great States Insurance Company, did not sustain injury arising out of and occurring in the course of employment to his orthopedic system, internal system, psyche or ears.

2. Applicant reasonably, actually and necessarily incurred expense to prove a contested case, in amounts to be adjusted by the parties or determined herein upon the filing of a petition and supporting documents.

3. The issue of reimbursement to defendants for any monies paid to lien claimants and applicant is deferred.

4. There are no funds from which to allow attorneys' fees.

5. All other issues are moot.

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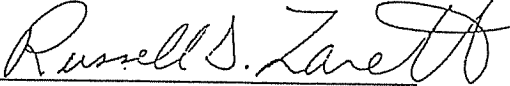
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AWARD

AWARD IS MADE in favor of Edgar Peraza against Great States Insurance Company of reimbursement for medical-legal costs as provided in Finding No. 2.

ORDER

IT IS ORDERED that the issue of reimbursement to defendants for any monies paid to lien claimants and applicant be, and it hereby is, taken off calendar.



RUSSELL G. ZARETT
WORKERS' COMPENSATION JUDGE

Filed and Served by mail on: OCT 19 1993
On parties as shown on the
Official Address Record.

By: 