

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

KENNETH HALEY,

Claimant,

vs.

ATLANTIC PLANT MAINTENANCE,

Employer,

and

ELECTRIC INSURANCE CO.,

Insurance Carrier,
Defendants.

File No. 21011056.01

ALTERNATE MEDICAL CARE

CONSENT ORDER

This is a contested case concerning alternate medical care, proceeding under Iowa Code chapters 85 and 17A. The expedited procedure of rule 876 Iowa Administrative Code 4.48 is invoked by claimant, Kenneth Haley. The alternate medical care claim proceeded with a telephone hearing on August 30, 2022, at 10:30 a.m.

After discussing their positions, the parties discussed the entry of a consent order in this matter. When the claimant returned to work, he returned to another employer, represented as Paramount Millwright Services. The defendants requested additional time to investigate whether the claimant sustained a further injury caused by his subsequent employment. The defendants indicated if no connection was found between the claimant's subsequent employment and his current complaints, they would be inclined to proceed with the recommendations of the treating physician, Dr. Hussain, regarding the right shoulder. The defendants consent, stipulate, and agree to promptly investigate the potential liability of Paramount Millwright Services, and decide within two weeks of the date of this order whether they will accept or deny the recommendations of Dr. Hussain.

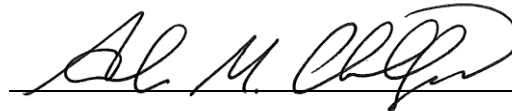
The parties proposed that the undersigned issue this consent order in lieu of a formal decision. All parties consented to the entry of a consent order verbally on August 30, 2022, thus no alternate medical care decision will be issued.

ORDER

THEREFORE, IT IS ORDERED:

The parties have agreed that Defendants will promptly investigate the potential liability of the claimant's current employer, and within two weeks of the date of this order will decide whether or not they will accept or deny the recommendations of Dr. Suleman Hussain.

Signed and filed this 30th day of August, 2022.

A handwritten signature in black ink, appearing to read "Al M. Phillips", is written over a horizontal line.

ANDREW M. PHILLIPS
DEPUTY WORKERS'
COMPENSATION COMMISSIONER

The parties have been served, as follows:

Matthew Dake (via WCES)

Edward Rose (via WCES)