

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

KATHY BREECHER,

Claimant,

vs.

MCDONALD, STONEBRAKER,
CEPICAN & WOODWARD, P.C.,

Employer,

and

WEST BEND MUTUAL INSURANCE,

Insurance Carrier,
Defendants.

File No. 5018141

APPEAL
DECISION

Head Note Nos.: 1108; 1108.20; 1400;
1401; 1402.40; 1800; 1803; 1804;
2204; 2206; 2207; 2208; 2601; 2901

FILED
JUL 24 2009
WORKERS' COMPENSATION

Pursuant to Iowa Code sections 86.24 and 17A.15, I affirm and adopt as the final agency decision those portions of the proposed arbitration decision of August 15, 2008 filed in this matter that relate to issues properly raised on intra-agency appeal and cross-appeal. The only issue raised by the parties is the extent of claimant's disability and their concerns were adequately and correctly addressed in the arbitration decision.

As both the appeal and cross-appeal were unsuccessful, claimant and defendants shall share equally the costs of the appeal including the costs of preparation of the transcription of the hearing. Defendants shall pay all other costs.

Signed and filed this 24TH day of July, 2009.


CHRISTOPHER J. GODFREY
WORKERS' COMPENSATION
COMMISSIONER

Copies To:

Mr. Mark A. Tarnow
Attorney at Law
PO Box 659
Moline, IL 61266-0659
matarnow@bnpn.com

Ms. Jean Z. Dickson
Attorney at Law
111 E. 3rd St., Ste 600
Davenport, IA 52801-1524
jzd@bettylawfirm.com