

## BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

JASON MCKINSTRY,  Claimant,  vs.  CITY OF CEDAR RAPIDS,  Self-Insured Employer,  Defendant.	File No. 22700801.03    CONSENT ORDER REGARDING ALTERNATE CARE
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On May 5, 2023, Jason McKinstry applied for alternate care under Iowa Code section 85.27 and Iowa Administrative Code rule 876—4.48. The agency scheduled the case for a hearing to be held May 18, 2023. The defendant, the City of Cedar Rapids (City), a self-insured employer, did not file an answer.

On the scheduled date of hearing, counsel for the parties notified the undersigned by email that a hearing was not needed because they had reached an agreement regarding the care in dispute and desired a consent order articulated as follows:

The City has authorized treatment of McKinstry's left shoulder with Dr. James Nepola at the University of Iowa Hospitals and Clinics (UIHC). The City is waiting for Dr. Nepola to decide whether he will take McKinstry as a patient. If Dr. Nepola does not take McKinstry as a patient within two weeks of the date of this consent order, the City will authorize treatment with Dr. Brendan Patterson at UIHC.

THEREFORE, IT IS ORDERED:

- 1) The City shall authorize care in accordance with the parties' agreement as described above.
- 2) The alternate care hearing scheduled in this matter is CANCELLED.

Signed and filed this 18th day of May, 2023.



BEN HUMPHREY  
Deputy Workers' Compensation Commissioner

The parties have been served, as follows:

Andrew Giller (via WCES)

Kent Smith (via WCES)