

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

 REID WALTON,

Claimant,

File No. 20001401.01

vs.

ERLBACHER BROS, INC.,

ALTERNATE MEDICAL CARE

Employer,

CONSENT ORDER

and

SERVICE AMERICAN INDEMNITY
COMPANYInsurance Carrier,
Defendants.

Claimant filed an Original Notice and Petition for Alternate Medical Care with this Agency on April 28, 2023.

The Claimant has an accepted work injury to his lower back. Although surgery was recommended in May of 2021, the authorized surgeon has now retired. To date, Defendants have been unable to secure a surgeon agreeable to accept the Claimant as a patient and continue the recommended treatment. Claimant seeks an order requiring Defendants to authorize a new treating provider for evaluation of treatment options and to authorize such treatment as recommended.

As the Defendants have been unable to secure a new provider, Claimant has recommended treatment be authorized by one of the following providers: Dr. John S. Treves, Dr. Ric E. Jensen, Dr. Stephen E. Doran, or Dr. Morgan T. LaHolt. Defendants have agreed to authorize and schedule further treatment with one of the proposed providers, with an appointment confirmed by no later than May 19, 2023.

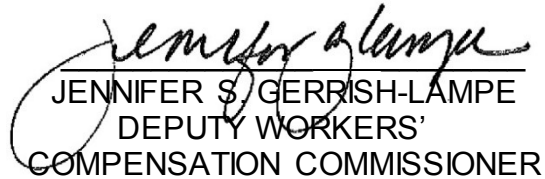
In the event none of the proposed providers can take over care of the Claimant, Defendants agree to expand the geographic search and authorize a new treating provider for the Claimant. Defendants agree to continue to seek treating providers at the recommendation of the Claimant.

To avoid an unnecessary hearing, and yes protect the interests of the clients, the parties agree to entry of a consent order, requiring Defendants to authorize treatment as described above.

THEREFORE, IT IS ORDERED:

Pursuant to the agreement of the parties, Defendants agree to seek authorization with the recommended providers proposed by the Claimant, and, if no proposed providers are able to take over treatment for the Claimant, continue to pursue authorization with other recommended providers made by the Claimant, included expanded the geographical region for which treatment will be authorized. Claimant retains the right to file another petition for alternate medical care regarding this matter if necessary.

Signed and filed this 15th day of May, 203.


JENNIFER S. GERRISH-LAMPE
DEPUTY WORKERS'
COMPENSATION COMMISSIONER

The parties have been served, as follows:

Dillon Besser (via WCES)

Jason Kidd (via WCES)