BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

JOSHUA BLEIL,

File No. 1570573.01

Claimant,

VS.

PRESCOTT & SCHRAMM PLUMBING & HEATING,

Employer,

GENERAL CASUALTY CO.,

Insurance Carrier,

Defendants.

ORDER GRANTING CLAIMANT'S APPLICATION FOR REHEARING

On May 18, 2022, the agency issued an arbitration decision in this case. Claimant Joshua Bleil applied for rehearing under rule 876 IAC 4.24 on May 23, 2022. The defendants, employer Prescott & Schramm Plumbing and Heating and insurance carrier General Casualty Co., did not resist.

Bleil applies for rehearing because of Paragraph 1 under the Order section of the decision, which states he shall take nothing more from this case. Paragraph 1 is in contradiction with Paragraph 2 and in conflict with the findings of fact and conclusions of law in the decision. Bleil's application on the removal of Paragraph 1 is granted.

Bleil also seeks the addition of an enumerated paragraph under the "Order" heading ordering the defendants to pay eighty percent of the cost of Dr. Bansal's independent medical examination (IME) in accordance with Subsection 3 of the conclusions of law section of the arbitration decision. This part of Bleil's application is also granted.

THEREFORE, IT IS ORDERED:

1) Bleil's application for rehearing is granted.

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2) Paragraph 1 under the "Order" section of the arbitration decision is amended so that the sentence "Bleil shall take nothing more from this case." is removed and replaced with the sentence, "The defendants shall pay to Bleil the sum of two thousand seven hundred eighty-five dollars (\$2,785.00) as reimbursement for eighty percent of the cost of Dr. Bansal's IME."

Signed and filed this _3rd day of June, 2022.

BEN HUMPHREY

Deputy Workers' Compensation Commissioner

The parties have been served, as follows:

Dennis M. McElwain (via WCES)

L. Tyler Laflin (via WCES)