

## BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

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 RYAN A. RODECKER,

Claimant,

vs.

WELLS ENTERPRISES, INC.,

Employer,  
Self-Insured,  
Defendant.

File No. 5053261.01

ALTERNATE MEDICAL

CARE CONSENT ORDER

HEAD NOTE NO: 2701

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Claimant Ryan Rodecker sustained a work injury to his right ankle while working for Defendant Wells Enterprises, Inc. ("Wells") on March 28, 2011. Rodecker lived in several states following the work injury prior to the arbitration hearing in 2019. Wells authorized care for Rodecker with multiple providers. An arbitration decision was issued in File Number 5053261 on June 18, 2019, awarding Rodecker forty-four weeks of permanent partial disability benefits, and finding Wells retained the right to direct Rodecker's care. The decision became final and Rodecker's attorney, Ed Keane, informed Rodecker he would have to work directly with Wells on his future medical care.

Rodecker requested additional care. Rodecker is living in Fort Worth, Texas. Wells informed Rodecker it would find a provider in Fort Worth, or it would authorize a return appointment with treating physician David Rettedal, D.P.M. with CNOS. Rodecker chose to return to Sioux City to attend an appointment with Dr. Rettedal in Dakota Dunes, South Dakota. Wells authorized a return appointment with Dr. Rettedal.

Dr. Rettedal examined Rodecker on October 9, 2019. Dr. Rettedal noted Rodecker has a history of multiple surgeries to his right ankle, and Dr. Rettedal had performed a right ankle arthroscopic debridement of an OCD and use of cartilage allograft in May 2017, and he last examined Rodecker in 2017. (Exhibit B, page 1) Rodecker told Dr. Rettedal his ankle pain had become worse since 2017. (Ex. B, p. 1) Dr. Rettedal documented he discussed the possibility of an ankle fusion and total ankle replacement with Rodecker. (Ex. B, p. 1) Dr. Rettedal opined he believed Rodecker was very young to undergo an ankle replacement and he would lean more toward an ankle fusion, and that he would see Rodecker back, as needed. (Ex. B, p. 2)

Rodecker was unhappy with Dr. Rettedal's recommendation and requested a second opinion. Wells did not authorize a second opinion.

On October 16, 2019, Rodecker filed an Application for Alternate Care, requesting a second opinion. Wells filed an answer. A hearing on the Application for Alternate Care was held on October 28, 2019. Rodecker was self-represented and testified. Attorney Steven Durick represented Wells. Exhibits A and B were admitted into the record.

During the hearing Rodecker requested a second opinion from a treating physician in the Fort Worth area, where he lives. Wells agreed to authorize an appointment with a treating physician in the Fort Worth area. The parties agreed to the entry of a consent order.

### ORDER

Wells shall identify a treating physician for Rodecker within 10 days of the date of this Order and schedule an appointment with the treating physician, as soon as practicable.

Signed and filed this 28<sup>th</sup> day of October, 2019.

  
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HEATHER L. PALMER  
DEPUTY WORKERS'  
COMPENSATION COMMISSIONER

The parties have been served, as follows:

Ryan Rodecker (via email [ryanrodecker@gmail.com](mailto:ryanrodecker@gmail.com) and Regular Mail)  
701 E. Bluff St., #4302  
Fort Worth, TX 76102

Steven Durick (via WCES)