

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

MARIA MURGUIA,

Claimant,

vs.

HNI CORP.,

Employer,
Self-Insured,
Defendant.

FILED

JUN 16 2017

File No. 5058866

WORKERS COMPENSATION

CONSENT ORDER FOR

ALTERNATE MEDICAL CARE

Head Note No.: 2701

On June 5, 2017, claimant filed an application for alternate medical care under section 85.27, invoking the provisions of rule 876 IAC 4.48. The application seeks authorization of a lung specialist. (Application for Alternate Care, page 1)

On June 15, 2017, defendants filed their amended answer indicating that although they have currently denied the claim, defendants have authorized and scheduled an appointment for claimant for June 30, 2017, with Dr. Patrick Hartley, a pulmonologist. Claimant has agreed to attend this appointment.

The parties advised the undersigned that because of the above described agreement, the issue presented in the pending petition for alternate medical care has been resolved and that there is no need for a hearing. However, rather than move to dismiss, the parties desired that a consent order be issued confirming their agreement.

IT IS THEREFORE ORDERED that the parties have consented to a resolution of the petition for alternate medical care, such that defendants will/have schedule(ed) an appointment for claimant for June 30, 2017, with Dr. Patrick Hartley, a pulmonologist, and claimant has agreed to attend this appointment. Therefore, the parties have waived their right to a hearing and agree that because of the agreement reached, a hearing is not needed.

Signed and filed this 16th day of June, 2017.



TOBY J. GORDON
DEPUTY WORKERS'
COMPENSATION COMMISSIONER

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