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STATE OF CALIFORNIA  
WORKERS' COMPENSATION APPEALS BOARD

Case No. MON 206178

ALBERT KOCS,

*Applicant,*

vs.

THE BEVERLY HILTON HOTEL, ARGONAUT  
INSURANCE COMPANY, CNA INSURANCE  
COMPANY,

*Defendants.*

FINDINGS AND AWARD

STOCKWELL, HARRIS, WIDOM & WOOLVERTON  
By: Ian D. Paige  
Attorney for Defendant, CNA.

KEGEL, TOBIN & TRUCE  
by Anju Khurana, Esq.  
Attorneys for Defendants, Argonaut Insurance Co.

LAW OFFICES OF DAVID BRYAN LEONARD  
By David Bryan Leonard  
Attorney for Lien Claimant Sycamore Pharmacy.

Gabriel Aflalo  
Representative for Lien Claimant  
Cedars-Sinai Medical Center.

\* \* \* \* \*

Application having been filed herein, all parties having appeared, and the matter  
having been regularly submitted, the Honorable BARRY R. GOLDMAN, Workers'  
Compensation Judge, finds and order as follows:

**FINDING OF FACT**

1. The court finds the employer's conduct in this matter was lawful, non-  
discriminatory and a good faith personnel action within 3208.3(h) Labor Code.

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2. The court finds that lien claimant's have not met their burden of proof in showing the injury alleged was predominantly caused by work activities.
3. Defendant's have met their burden in showing that applicant fails to qualify under 3208.3 Labor Code for benefits herein.

**ORDER**

The liens of Cedar Sinai Medical Center and Sycamore Pharmacy are disallowed.

Dated: November 14, 1997

  
BARRY R. GOLDMAN  
Workers' Compensation Judge

Service by mail on parties as shown  
on the Official Address Record.

By:   
Patricia Soliz

"A Petition for Reconsideration from this decision shall be filed  
only at the Van Nuys district office of the Workers' Compensation  
Appeals Board"

ALBERT KOCS

MON 206178

is not non-discriminatory and a good faith personal action.

*Barry R. Goldman*

**Barry R. Goldman**  
**Workers' Compensation Judge**

DATE: