

STATE OF CALIFORNIA  
WORKERS' COMPENSATION APPEALS BOARD

WILLIAM BRYANT,

*Applicant,*

vs.

MCDONNELL DOUGLAS SPACE SYSTEMS;  
INDUSTRIAL INDEMNITY COMPANY,

*Defendants.*

Case No. ANA 0253099

**FINDINGS AND ORDER**

-Robert Klempner, attorneys for Applicant

✓ -Kegel, Tobin & Truce, by Frederick Stevens, attorneys for Defendant

Application having been filed herein and the matter having been duly submitted for decision, the Honorable CHARLES E. MATTSON, Workers' Compensation Judge finds and awards as follows:

**FINDINGS OF FACT**

1. Applicant, WILLIAM BRYANT, born January 9, 1957, while employed during the period January 14th, 1990, through January 14th, 1991, as a drill press operator, at Huntington Beach, California by McDonnell Douglas, insured for workers' compensation purposes by INDUSTRIAL INDEMNITY COMPANY, did not sustain an injury arising out of and occurring in the course of employment to his lower back and right leg.

2. Applicant is entitled to reimbursement for his medical-legal costs in amounts to be adjusted by the parties with jurisdiction reserved thereon.

**AWARD**

AWARD IS MADE in favor of WILLIAM BRYANT against INDUSTRIAL INDEMNITY COMPANY of reimbursement for medical-legal costs as set forth in Finding of Fact number 2.

**ORDER**

IT IS HEREBY ORDERED that Applicant take nothing further from the Defendant herein.

Filed and Served by mail on:  
11-22-93 On all parties on the  
Official Address Record.

By: Elizabeth T. Plá



CHARLES E. MATTSON  
WORKERS' COMPENSATION JUDGE

ANA 0253099

WILLIAM BRYANT

v.

MC DONNELL DOUGLAS SPACE  
SYSTEMS;  
INDUSTRIAL INDEMNITY COMPANY,

WORKERS' COMPENSATION  
JUDGE: CHARLES E. MATTSON

DATE OF INJURY: 1/14/90 through  
1/14/91

COUNSEL - Robert Klemmner, attorney for Applicant  
- Kegel, Tobin & Truce, by Frederick Stevens, attorneys for Defendant

### OPINION ON DECISION

The defendant appeared at hearing held 9/22/93. The record before the Board includes the medical reports and stipulations of fact presented by the defendant and the applicant (injured worker) at MSC held 7/14/92.

The defendant and EDD appeared at noticed hearing on 9/22/93. The Minutes, dated 9/22/93, included a ten day notice that this matter would be submitted for decision. No good cause for objection to submission has been received.

### INJURY-AOE/COE

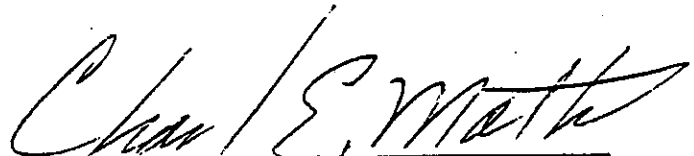
The medical evidence of record establishes that the applicant's lower back and right leg disability is not the result of industrial injury. See Exhibit A, reports of Dr. Znider, M.D., 6/27/91, p. 6 and report dated 2/4/91. These reports are supported by the medical records in evidence. See Exhibit B, including a ten year history of right ankle problems (on 2/29/88), and multiple back problems and treatment related back to high school and thereafter.

The medical evidence relied upon by the applicant does not set forth any of the extensive medical history in this case. The opinions of the applicant's reporting doctors are not relied upon as they are inconsistent with the medical records in this case.

The conclusion is that the applicant did not sustain industrial injury as alleged.

The Board retains jurisdiction of the medical-legal liens of record. No other benefits are due herein.

Dated: 11/22/93



CHARLES E. MATTSON  
Workers' Compensation Judge