

STATE OF CALIFORNIA  
WORKERS' COMPENSATION APPEALS BOARD

Case No. POM 202-459

ROLAND METHOT,

*Applicant*

vs.

PRICE CLUB, permissibly self-insured,  
*Defendants.*

FINDINGS AND AWARD

JOHN C. ELLENA, By Bonnie Nelson, Attorney for Applicant

KEGEL, TOBIN & TRUCE, By Joy Dholakia, Attorney for Defendant

Application having been filed herein; all parties having appeared and the matter having been regularly submitted, the Honorable ROBERT C. WREISNER, Workers' Compensation Judge, finds, awards and orders as follows:

FINDINGS OF FACT

1. Roland Methot, born 1/29/61, while employed 3/1/92 as a forklift operator at Azusa, California, by Price Club, self-insured sustained injury arising out of and occurring in the course of said employment to his back.
2. Weekly earnings at time of injury were maximum.
3. There is not need for medical treatment to cure or relieve from the effects of said injury.
4. Applicant reasonably incurred unsatisfied medical-legal expense in an amount to be determined.
5. Said injury caused temporary total disability 3/2/92 through 4/12/92.
6. Said injury caused no permanent disability.
7. The reasonable value of the services of applicant's attorney is \$50.00.
8. There may be liability in a reasonable amount for self-procured medical treatment.
9. The Employment Development Department has paid unemployment compensation disability benefits in the sum of \$1,757.70, at \$293.00 per week, beginning 3/2/92 through 4/12/92 for which period temporary disability indemnity is payable or has been paid.

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CASE NO. POM 202-459

ROLAND METHOT

vs.

PRICE CLUB

Workers' Compensation Judge:  
Robert C. Wreisner  
Date: MAY 0 8 1995.

Injury: 3/1/92

OPINION ON DECISION

PARTS OF BODY INJURED

The evidence does not support applicant's allegation that he indirectly sustained an injury to his psyche as a consequence of the admitted injury to his back.

TEMPORARY DISABILITY

We rely on defendant's DR. Berman and the nature of the injury in question in finding that applicant was temporarily disabled for six weeks on account of the effects of said injury.

PERMANENT DISABILITY

We are convinced neither by his medical evidence nor by his testimony that applicant has sustained permanent disability as a consequence of the indicated injury.

MEDICAL-LEGAL COSTS, LIABILITY FOR SELF-PROCURED TREATMENT AND LIEN CLAIMS

Applicant reasonably incurred expense for treatment and for medical evidence required on account of the March 1, 1992 injury; therefore the lien claims of record are allowed insofar as they are reasonable and attributable to the injury.

NEED FOR TREATMENT

The medical evidence does not support applicant's contention that he is in need of further medical attention due to said injury.

LIEN CLAIM OF E.D.D.

Applicant received UCD benefits for a period of temporary disability; therefore the above claim is allowed to that extent.

  
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ROBERT C. WREISNER,  
WORKERS' COMPENSATION JUDGE

RCW:alv

FORM

169.2

A W A R D

AWARD IS MADE in favor of RONALD METHOT against PRICE CLUB as follows:

- (a) Temporary disability indemnity of \$336.00 weekly for the periods specified in Finding of Fact 5, less credit for sums paid, less lien claim allowed as follows: \$50.00 to John C. Ellena and \$1,757.70 to the E.D.D.
- (b) Reimbursement of medical-legal expense in a reasonable amount payable to the appropriate lien claimants.
- (c) Further medical treatment as indicated in paragraph 3.
- (d) Reimbursement for the required self-procured medical treatment, less insofar as they are reasonable and attributable to the injury, the lien claims of appropriate claimants.

WORKERS' COMPENSATION APPEALS BOARD

  
\_\_\_\_\_  
ROBERT C. WEISNER  
Workers' Compensation Judge

Executed on MAY 0 8 1995

Served on said date by mail  
on persons shown on the  
Official Address Record.

By: *A. Valenzuela*