

STATE OF CALIFORNIA  
Division of Workers' Compensation  
Workers' Compensation Appeals Board

Case No. ADJ8768541

**GUILLERMO TALAVERA,**

*Applicant,*

vs.

**SODEXO; THE INSURANCE COMPANY OF  
THE STATE OF PENNSYLVANIA**

*Defendants.*

**FINDINGS OF FACT  
AND ORDERS**

**ZA MANAGEMENT**

By: Julius Del Campo, Hearing Representative  
Attorney/Representative for lien claimants Comprehensive Outpatient  
Surgery Center, California Urgent Care Center and Technical Surgery  
Support

**LAW OFFICES OF GREENUP, TURCHIN, HARTSTON &  
ROSENFELD**

By: Armine Asatryan, Esq.  
Attorney for Defendant

All parties having appeared and the above entitled matters having been heard and submitted, the **Honorable Craig A. Glass**, Workers' Compensation Judge ("WCJ"), Finds. Awards and Orders as follows:

**STIPULATED FACTS**

1. Guillermo Talavera, born \_\_\_\_\_, while employed on 1/8/11, as a housekeeping attendant, at Los Angeles, California, by Sodexo, insured by the Insurance Company of the State of Pennsylvania, claims to have sustained injury arising out of and in the course his employment to his left shoulder.

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Division of Workers' Compensation  
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CASE NUMBER: ADJ8768541

GUILLERMO TALAVERA

-vs.-

SODEXO; THE INSURANCE  
COMPANY OF THE STATE  
OF PENNSYLVANIA

WORKERS' COMPENSATION  
ADMINISTRATIVE LAW JUDGE:

CRAIG A. GLASS

DATE:

1/8/11

OPINION ON DECISION

ADMISSIBILITY OF MEDICAL REPORTING

Lien claimants Comprehensive Outpatient Surgery Center, California Urgent Care Center and Technical Surgery Support, sought to have the medical reports of Advanced Care Specialist dated 8/21/13 (Exhibit "1") and 2/28/14 (Exhibit "2"). Defendant objected to the admission of each of these reports as neither report as neither report was listed on the "Pre-Trial Conference Statement".

A review of the "Pre-Trial Conference Statement" indicates that this objection was valid.

The reports of Advanced Care Specialist dated 8/21/13 (Exhibit "1") and 2/28/14 (Exhibit "2"), cannot be and are not admitted into evidence.

INJURY AOE/COE:

Guillermo Talavera, born \_\_\_\_\_ while employed on 1/8/11, as a housekeeping attendant, at Los Angeles, California, by Sodexo, insured by the Insurance Company of the State of Pennsylvania, claims to have sustained injury arising out of and in the course his employment to his left shoulder.

Applicant was not called to testify by either party.

Lien claimant had no admissible evidence to offer at trial.

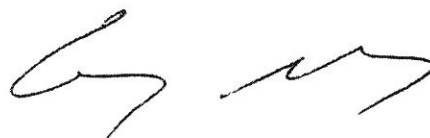
Defendant offered no evidence at trial.

Lien claimants Comprehensive Outpatient Surgery Center, California Urgent Care Center and Technical Surgery Support, having the "burden of proof" as to the issue of "injury arising out of and in the course of employment", failed to meet this "burden of proof".

Applicant did not injure his left shoulder (or any body part) arising out of and in the course of employment.

The liens of lien claimants Comprehensive Outpatient Surgery Center, California Urgent Care Center and Technical Surgery Support are disallowed.

DATE: 10/6/15



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**CRAIG A. GLASS**  
WORKERS' COMPENSATION  
ADMINISTRATIVE LAW JUDGE

**SERVICE:**

CALIFORNIA URGENT CARE CENTERS INC, US Mail  
COMPREHENSIVE OUTPATIENT SURGERY CENTER, US Mail  
GALLAGHER BASSETT CALABASAS, US Mail  
GREENUP TURCHIN SHERMAN OAKS, US Mail  
TECHNICAL SURGERY SUPPORT INC, US Mail  
ZA MANAGEMENT BEVERLY HILLS, US Mail

Served on above parties by preferred method of service shown above at addresses shown on attached Proof of Service:

ON: 10/6/2015

BY: *Jill Contreras*

Jill Contreras

**PROOF OF SERVICE  
FINDINGS OF FACT AND ORDER  
AND OPINION ON DECISION  
OCTOBER 6, 2015**

**Case Number:** ADJ8768541

CALIFORNIA URGENT CARE CENTERS INC	Lien Claimant - Other, 250 N ROBERTSON BLVD STE 108 BEVERLY HILLS CA 90211
COMPREHENSIVE OUTPATIENT SURGERY CENTER	Lien Claimant - Other, 250 N ROBERTSON BLVD STE 508 BEVERLY HILLS CA 90211
GALLAGHER BASSETT CALABASAS	Insurance Company, PO BOX 9875 CALABASAS CA 91372
GREENUP TURCHIN SHERMAN OAKS	Law Firm, 15060 VENTURA BLVD STE 100 SHERMAN OAKS CA 91403
TECHNICAL SURGERY SUPPORT INC	Lien Claimant - Other, 250 N ROBERTSON BLVD STE 429 BEVERLY HILLS CA 90211
ZA MANAGEMENT BEVERLY HILLS	Law Firm, 250 N ROBERTSON BLVD STE 108 BEVERLY HILLS CA 90211

COMPREHENSIVE OUTPATIENT SURGERY CENTER, US Mail  
GALLAGHER BASSETT CALABASAS, US Mail  
GREENUP TURCHIN SHERMAN OAKS, US Mail  
TECHNICAL SURGERY SUPPORT INC, US Mail  
ZA MANAGEMENT BEVERLY HILLS, US Mail  
Served on above parties by preferred method of service shown  
above at addresses shown on Proof of Service:

ON: 10/6/2015

BY: *Jill Contreras*  
Jill Contreras

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