

**WORKERS' COMPENSATION APPEALS BOARD  
STATE OF CALIFORNIA**

**PAULA GUZMAN, *Applicant***

**vs.**

**RTR INVESTMENTS, LLC, dba TRAVELODGE SAN FRANCISCO; PREFERRED  
EMPLOYERS INSURANCE COMPANY, *Defendants***

**Adjudication Number: ADJ11415258  
Oakland District Office**

**OPINION AND ORDER  
GRANTING PETITION FOR  
RECONSIDERATION  
AND DECISION AFTER  
RECONSIDERATION**

We have considered the allegations of the Petition for Reconsideration and the contents of the report of the workers' compensation administrative law judge (WCJ) with respect thereto. Based on our review of the record, and for the reasons stated in the WCJ's report, which we adopt and incorporate, we will grant reconsideration, rescind the WCJ's decision, and return this matter to the WCJ for further proceedings and decision. This is not a final decision on the merits of any issues raised in the petition and any aggrieved person may timely seek reconsideration of the WCJ's new decision.

For the foregoing reasons,

**IT IS ORDERED** that reconsideration of the decision of February 2, 2021 is **GRANTED**.

**IT IS FURTHER ORDERED** as the Decision After Reconsideration of the Workers' Compensation Appeals Board that the decision of February 2, 2021 is **RESCINDED** and that the matter is **RETURNED** to the trial level for further proceedings and decision by the WCJ.

**WORKERS' COMPENSATION APPEALS BOARD**

**/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER**

I CONCUR,

**/s/ MARGUERITE SWEENEY, COMMISSIONER**

**/s/ JOSÉ H. RAZO, COMMISSIONER**



**DATED AND FILED AT SAN FRANCISCO, CALIFORNIA**

**April 19, 2021**

**SERVICE MADE ON THE ABOVE DATE ON THE PERSONS LISTED BELOW AT THEIR ADDRESSES SHOWN ON THE CURRENT OFFICIAL ADDRESS RECORD.**

**PAULA GUZMAN  
BRIDGES LAW  
DIETZ GILMORE & CHAZEN, APC**

**PAG/bea**

I certify that I affixed the official seal of the Workers' Compensation Appeals Board to this original decision on this date. *o.o*

## **REPORT AND RECOMMENDATION ON PETITION FOR RECONSIDERATION**

I have reviewed defendant's petition for reconsideration. Defendant has a legitimate beef with my rating of the impairment in this case.

During time of COVID, in order to process trials as efficiently as possible, I have heavily relied upon the parties' trial briefs in which I ask the parties to provide rating strings.

In order to get this decision out in a timely manner, I did not pay enough attention to the rating string hence a less than correct rating string appeared in my decision.

It appears that it would be best if I sent this case to the disability evaluation unit to obtain a formal rating.

I therefore recommend that this matter be returned back to me so that I can proceed with submitting this case for formal rating.

### **RECOMMENDATION**

I recommend the Petition for Reconsideration filed by defendant be ***GRANTED*** and that this case be returned to me for further processing.

Dated: 4/09/2021

Served: 4/12/2021

**Lilla J. Szelenyi**  
Workers' Compensation  
Administrative Law Judge