

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

BENJAMIN LONG,

Claimant,

vs.

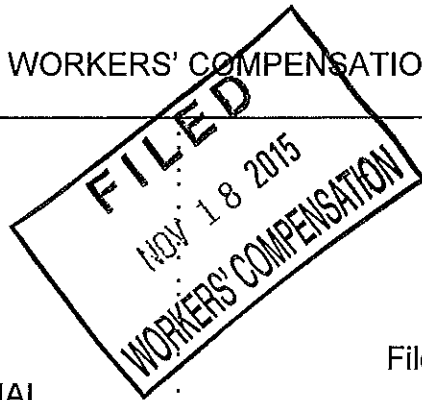
STATE AUTOMOBILE MUTUAL  
INSURANCE COMPANY,

Employer,

and

TRAVELERS INDEMNITY CO. OF CT.,

Insurance Carrier,  
Defendants.



File No. 5041747

ALTERNATE MEDICAL

CARE DECISION

HEAD NOTE NO: 2701

Claimant filed a petition seeking alternate medical care. A telephonic hearing on this petition was held on November 17, 2015. All parties were given proper notice and were aware that the undersigned has been delegated final agency decision authority in this proceeding.

This medical care dispute arose over care being given by defendants as a result of a work injury on or about December 21, 2011 and a mental health condition arising from that injury, liability and responsibility for which is admitted and assumed by defendants. The entire hearing was recorded by a digital voice recorder. A detailed decision containing findings of fact and conclusions of law was dictated into the record on the date of the hearing. This decision will not be reproduced in typewritten form unless there is an appeal from this decision at which time the procedures under the administrative code are to be followed. Any rights of appeal will run from the date the decision was dictated into the record, and this memorandum is solely for the purpose of the agency file.

In the decision, it was ordered that claimant's petition for alternate care be granted, but only in part. Defendants were ordered to provide to claimant within ten days an authorized treating physician of their choice to treat the mental health conditions diagnosed by C. Scott Jennisch, M.D., the psychiatrist. This authorization shall be in writing and provided not only to the doctor, but to claimant and his attorney in advance of any scheduled visit with the doctor. This authorization shall state that the mental condition is to be treated regardless of any causal connection concerns by the

treating physician to the work injury. If such a physician cannot be found by defendants within ten days, then defendants are ordered to immediately authorize Dr. Grant E. Peterson to treat, at defendants' expense, only the mental health condition diagnosed by Dr. Jennisch. Again, this authorization shall be in writing and provided to Dr. Peterson, claimant and claimant's attorney.

Signed and filed this 18<sup>th</sup> day of November, 2015.



LARRY WALSHIRE  
DEPUTY WORKERS'  
COMPENSATION COMMISSIONER

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