

WORKER'S COMPENSATION COMMISSION
Regular Meeting
Third Floor – DOL Conference Room
November 19, 2019, Tuesday, 3 pm to 4pm

AGENDA

I. CALL TO ORDER

II. ROLL CALL

Commissioner David M. Dell'Isola
Mayor Doris F. Lujan
Dr. Luis Cruz
Vince Leon Guerrero, Esq.
Ms. Candise Nacole M.L. Aragon
Joseph Claveria, CPA
Mr. Sanjay Sharma

III. APPROVAL OF SUMMARY MINUTES FOR JULY 11, 2019

IV. OLD BUSINESS

1. Compensation Order 2019-0005 Lump Sum. Approved, Motion Carried
2. Compensation Order 2019-0006 Lump Sum and Attorney Fees, Approved, Motion Carried
3. Compensation Order 2019-0007 Lump Sum, Approved, Motion Carried.

Application for Reauthorization to Write WC Insurance -- Guam 2019-2020
Certificate of Authorizations (COAs) - Approved- Motion Carried

V. NEW BUSINESS

Compensation Orders

Compensation Order 2020-0001 Lump Sum / William Laxamana
Compensation Order 2020-0003 Lump Sum / Nicanor P. Oquindo, Jr.

Application for Authorization to Write WC Insurance -- Guam 2019-2020
Certificate of Authorizations (COAs)

National Casualty Company c/o Cassidy's Associated Insurers

VI. ADJOURNMENT

**Workers' Compensation Commission
Board Meeting Summary
November 19, 2019**

Commissioner David M. Dell'Isola announced that notices were published for today's meeting at the proper time and met the open government law.

Call to Order

Meeting called to order by Commissioner David M. Dell'Isola after 3 pm.

Roll Call (Quorum)

David M. Dell'Isola, Commissioner - Present
Mayor Doris F. Lujan - Present
Dr. Luis Cruz - Absent
Vince Leon Guererro, Esq. - Present
Joseph Claveria, CPA - Present
Candise Nacole Aragon - Present
Sanjay Sharma - Present

Approval of Summary Minutes for July 11, 2019

Minutes of July 11, 2019 - Approved – Motion Carried

Old Business

Compensation Order 2019-0004 Sofar Pwechar (Fatality) calculations questioned by Attorney John Bell, Commissioner had the commutation reevaluated re accuracy – Carrier said it was a wash because the amount paid was more than it should have been. Case settled.

Certificate of Authorizations (COAs) for all Carriers providing WC Insurance on – All required documents for have been received by WCC. Approved and Motion Carried

New Business

Commissioner Dell'Isola advised the WCC Board that because of the Pwechar Case -- that all compensation orders have not only been reviewed by our office, both parties, carriers and attorneys – and that both parties have agreed and it is just a formality for the WCC Board to accept and approve.

Compensation Order 2020-0001 Lump Sum – William Laxamana - Approved and Motion Carried

Commuted Amount \$10,460.08 for Disfigurement \$10,000 at the request of the carrier – Commuted Amount and Disfigurement Amount - \$20,460.08, Form 208 to be submitted by carrier and that this Employee will continue to receive medical treatment.

Mr. Claveria – questioned negligence on Employer and he was advised to see first page of Compensation Order 2020-0001.

Atty. Leon Guerrero – questioned the compensation orders approval – both parties agreed to all the settlements? Commissioner reiterates that both parties are in agreement.

Commissioner advised that earlier today he received a call that there will be no formal hearing for the Zamora Case because it has been settled by both parties.

**Compensation Order 2020-0003 Lump Sum – Nicanor P. Oquindo, Jr. – Approved and Motion Carried
Atty. Leon Guerrero – conflict of interest – he has a case with DB Insurance. Excused.**

Commuted Amount \$35,000 (less any advances and Attorney Fees) – Attorney Fees - \$8,750.00 both checks shall be made out to the William L. Gavras Trust Fund and that Form 208 to be submitted by carrier and that this Employee will continue to receive medical treatment.

Application for Reauthorization to Write WC Insurance – Guam 2019-2020 - Certificate of Authorization (COA) - National Casualty Company c/o Cassidy’s Associated Insurers –Approved and Motion Carried

Sanjay Sharma request to see a copy of the application. Application provided.

Recess for a few minutes.

Commissioner discussed the status of Zamora Case (settled), Pwechar Case (settled) and Sanchez Case (Supreme Court).

Candise Aragon asked about 22 GCA Section 9141 with the Administration Section - \$50 per meeting – status please.

Manny Pablo – Meetings used to be held after 5 pm and now meetings are held during working hours.

Commissioner has a request for a quotation for legal services - ongoing.

Sanjay Sharma – discussed the new bills at the legislature concerning wc benefits.

Commissioner said that GDOL supports the legislative bills regarding changes.

Manny Pablo – Government of Guam get full pay for wc time off.

Adjourned at 4:50 pm