

**IT IS FURTHER ORDERED** that the Findings and Award issued by the WCJ on April 12, 2019 is **RESCINDED** and the following is **SUBSTITUTED** therefor:

**FINDINGS OF FACT**

1. The date of injury pursuant to Labor Code section 5412 was March 20, 2014.
2. Based on the date of injury under section 5412, section 4660.1 requires that applicant's impairment be assessed under the AMA Guides, 5th Edition, and the impairment rated pursuant to the 2005 PDRS
3. The Court finds applicant was maximum for 2014 permanent disability rates.
4. The Court finds applicant would not be entitled to the 15 percent increase.
5. Applicant was permanent and stationary on March 20, 2014.
6. The issue of permanent disability and the COLA adjustment pursuant to Labor Code section 4659(c) is deferred.
7. The issue of attorney fees is deferred.

**WORKERS' COMPENSATION APPEALS BOARD**

/s/ JOSÉ H. RAZO, COMMISSIONER

**I CONCUR,**

/s/ ANNE SCHMITZ, DEPUTY COMMISSIONER

/s/ KATHERINE A. ZALEWSKI, CHAIR



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

**September 27, 2023**

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

**RAYMOND PENROSE  
GLENN STUCKEY & PARTNERS  
SIEGEL, MORENO & STETTLER  
BOBER, PETERSON & KOBY**

**SAR/abs**

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