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WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA

IDAHIRMA YERO, et al.,
Applicants,

v.

CALIFORNIA INSURANCE
GUARANTEE ASSOCIATION, et al.,
Defendants.

CASE NO. VNO 0406036, et al.
(Master Consolidation Case)

**STIPULATION AND ORDER FOR
DISALLOWANCE AND DISMISSAL
WITH PREJUDICE OF REQUESTS
FOR THE ALLOWANCE OF LIENS**

PREMIER MEDICAL MANAGEMENT
SYSTEMS, INC., (aka Delta Management
Group, DMG, Premier Management,
Premier Medical, and/or Premier Billing)
individually and on behalf of Premier
Providers,
Lien Claimants.

Mark L. Kahn,
Associate Chief Judge and
Regional Manager

WHEREAS, Premier Medical Management Systems, Inc. (also known as Delta Management Group, DMG, Premier Management, Premier Medical, and/or Premier Billing) ("Premier"), on its own behalf and on behalf of various individuals, entities, physicians, medical providers, and other providers for whom Premier has contractually agreed to provide medical billing and other administrative services, including, but not limited to, the individuals, entities, physicians, medical providers, and other providers

1 identified in Exhibit "A" hereto (hereinafter referred to as the "Premier Providers"), has
2 filed in various offices of the Workers' Compensation Appeals Board ("WCAB") Notice
3 and Requests for Allowance of Liens for services by Premier and/or the Premier Providers
4 from August 28, 1998 to and including October 15, 2004 allegedly rendered to injured
5 workers (the "Lien Requests");

6 WHEREAS, certain defendants have objected to said Lien Requests including, but
7 not limited to those defendants in this consolidation proceeding, including:

- 8 1. The Travelers Companies, Inc. and its subsidiaries The Travelers Indemnity
9 Company; Travelers Casualty and Surety Company; Travelers Casualty and Surety
10 Company of America; Travelers Casualty Company of Connecticut; Travelers
11 Commercial Casualty Company; Travelers Commercial Insurance Company;
12 Travelers Indemnity Company of Connecticut (The); Travelers Property Casualty
13 Company of America (f/k/a) The Travelers Indemnity Company of Illinois);
14 Travelers Casualty Insurance Company of America (f/k/a) Travelers Casualty and
15 Surety Company of Illinois); Travelers Property Casualty Corporation; Constitution
16 State Services, LLC; and St. Paul Fire and Marine Insurance Company;
- 17 2. Insurance Company of the West;
- 18 3. Explorer Insurance Company;
- 19 4. California Insurance Guarantee Association;
- 20 5. Safeco Insurance;
- 21 6. Clarendon National Insurance;
- 22 7. American All Risk Loss Administrators;
- 23 8. County of Los Angeles;
- 24 9. Seaton Corporation;
- 25 10. Kaiser Foundation Health Plan/Kaiser Permanente;
- 26 11. Frontier Insurance Company;
- 27 12. Chubb Insurance Company;
- 28 13. Los Angeles Metropolitan Transit Authority;

- 1 14. Zurich North America Insurance;
- 2 15. Conagra Foods;
- 3 16. California Indemnity Company;
- 4 17. Cintas;
- 5 18. Gulf Insurance Company;
- 6 19. Liberty Mutual Insurance Company;
- 7 20. Golden Eagle Insurance Company;
- 8 21. Vons, a Safeway Company, Inc.;
- 9 22. The Home Depot; and
- 10 23. California Insurance Company/Virginia Surety Company (all collectively referred
- 11 to hereafter as "Defendants").

12 WHEREAS, Premier has entered into a settlement agreement that extends to, and
 13 resolves, all of the Lien Requests;

14 WHEREAS, in order to facilitate the settlement of the Lien Requests, Defendants
 15 and Premier wish to obtain a final WCAB order disallowing and dismissing with prejudice
 16 all such pending Lien Requests;

17 **IT IS HEREBY STIPULATED**, by Premier that:

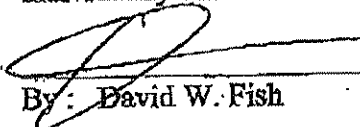
18 Each and every known or unknown Lien Request by or on behalf of Premier
 19 individually or on behalf of a Premier Provider as identified in Exhibit "A" hereto that has
 20 been submitted to the Defendants and/or employers insured by said Defendants for
 21 services rendered on or before October 15, 2004 shall be disallowed and dismissed in their
 22 entirety and with prejudice.

23 [SIGNATURES FOLLOW ON NEXT PAGE]

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Dated: September 18, 2009 Premier Medical Management Systems, Inc.,
individually and on behalf of the Premier Providers


By: David W. Fish

Dated: September _____, 2009 Premier Medical Management Systems, Inc.,
individually and on behalf of the Premier Providers

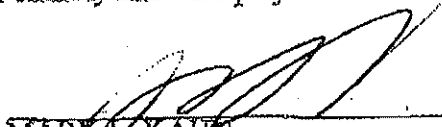
By: B. Gregory Bacino
ORDER

Upon consideration of the foregoing Stipulation by lien claimant Premier Medical Management Systems, Inc. ("Premier"), on its own behalf and on behalf of various individuals, entities, physicians, medical providers and other providers for whom Premier has contractually agreed to provide medical billing and other administrative services, including, but not limited to, the individuals, entities, physicians, medical providers and other providers identified in Exhibit "A" hereto (the "Premier Providers"), for an order relating to all Requests for Allowances of Liens for services by Premier and/or the Premier Providers from August 28, 1998 to and including October 15, 2004 allegedly rendered to injured workers (the "Lien Requests") and disallowing and dismissing in their entirety and with prejudice the Lien Requests, and good case appearing therefore,

IT IS HEREBY ORDERED THAT:

Each and every known or unknown Lien Request filed by Premier or by a Premier Provider as identified in Exhibit "A" hereto that has been submitted to all Defendants and/or employers insured by said Defendants for dates of service on or before October 15, 2004 is disallowed and dismissed in their entirety and with prejudice.

Dated: September 24, 2009


MARK L. KAHN
Associate Chief Judge and Regional Manager

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Dated: September ____, 2009 Premier Medical Management Systems, Inc.,
individually and on behalf of the Premier Providers

By: David W. Fish

Dated: September 22, 2009 Premier Medical Management Systems, Inc.,
individually and on behalf of the Premier Providers


By: B. Gregory Basino


ORDER

Upon consideration of the foregoing Stipulation by lien claimant Premier Medical Management Systems, Inc. ("Premier"), on its own behalf and on behalf of various individuals, entities, physicians, medical providers and other providers for whom Premier has contractually agreed to provide medical billing and other administrative services, including, but not limited to, the individuals, entities, physicians, medical providers and other providers identified in Exhibit "A" hereto (the "Premier Providers"), for an order relating to all Requests for Allowances of Liens for services by Premier and/or the Premier Providers from August 28, 1998 to and including October 15, 2004 allegedly rendered to injured workers (the "Lien Requests") and disallowing and dismissing in their entirety and with prejudice the Lien Requests, and good case appearing therefore,

IT IS HEREBY ORDERED THAT:

Each and every known or unknown Lien Request filed by Premier or by a Premier Provider as identified in Exhibit "A" hereto that has been submitted to all Defendants and/or employers insured by said Defendants for dates of service on or before October 15, 2004 is disallowed and dismissed in their entirety and with prejudice.

Dated: September 24, 2009


MARK L. KAIN
Associate Chief Judge and Regional Manager

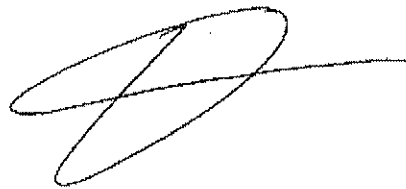
**EXHIBIT "A" TO
STIPULATION AND ORDER FOR DISALLOWANCE
AND DISMISSAL WITH PREJUDICE OF
REQUESTS FOR THE ALLOWANCE OF LIENS**

As used in this STIPULATION AND ORDER FOR DISALLOWANCE AND DISMISSAL WITH PREJUDICE OF REQUESTS FOR THE ALLOWANCE OF LIENS, the term "Premier Providers" was defined by Raymond L. Riley of the law firm of Riley & Reiner at the hearing on May 23, 2008 in the WCAB Proceedings as meaning those providers for whom Premier provided billing and management services that are clients of Riley & Reiner as listed in Mr. Riley's October 17, 2006 letter to Judge Kahn (excluding only Transorg Medical) as well as 5 Star Interpreting Services, Inc.; ~~Benefit Surgery Center, Inc.~~; ~~Harvard Surgery Center~~; Inland Empire Surgery Center; Laguna Billing, and Laine Management Associates, Inc.. (See WCAB Discovery Order 6/24/08, paragraphs 1 through 3).

Premier Medical Management Systems, Inc., by and through David Fish and Greg Bacino, expressly represents and warrants that Premier Medical Management Systems, Inc. is duly authorized by and on behalf of each such "Premier Provider" to enter into this Stipulation and Order.

ⓐ Excludes Benefit Surgery Center

ⓑ Excludes Harvard Surgery Center



9-18-09