Some Common Issues in Worker Compensation [WC] Cases

DIFFICULTY GETTING AUTHORIZATION FOR DIAGNOSTIC TESTING, MEDICATIONS AND MEDICAL TREATMENT

OBJECTIONS AND EXCEPTIONS TAKEN BY CARRIER’S ATTORNEY AT HEARINGS WHICH DELAYS AWARDS/TESTING/TREATMENT

NO RESPONSE FROM CARRIER CASE MANAGER/ADJUSTER

LACK OF WC AUTHORIZED PROVIDERS AND SPECIALISTS

EMPLOYER RETALIATION AND THREATS OF TERMINATION

EMPLOYER FAILURE TO ABIDE BY MEDICAL RESTRICTIONS AND ACCOMMODATIONS

SUSPICION BY FELLOW WORKERS AS WELL AS EMPLOYERS ABOUT EXTENT OF DISABILITY

LACK OF FULL DISCLOSURE BY EMPLOYERS ABOUT RIGHTS TO COMPENSATION AFTER INJURY

IMPACT ON FAMILY MEMBERS WHO NEED TO FILL IN INCOME BECAUSE OF LOSS OF FULL PAY AFTER INJURY

LOSS OF EMPLOYER CONTRIBUTION TO RETIREMENT PENSIONS AND EMPLOYER SPONSORED HEALTH BENEFITS DURING DISABILITY

POOR COMMUNICATION AND LACK OF TRANSLATION FROM EMPLOYER AND INSURER WHEN Injured Worker ISN'T AN ENGLISH SPEAKER

INABILITY TO FIND ATTORNEY WHEN SUFFERING FROM COMPLEX OR CUMULATIVE INJURY OR OCCUPATIONAL DISEASE

UNION REFERRAL TO ATTORNEY THAT ADDRESSES INDIVIDUAL CASE BUT DOESN'T BUILD POWER TO CHANGE WORKING CONDITIONS

LACK OF PEER SUPPORT IN NAVIGATING SYSTEM FROM OTHERS IN WORKPLACE WHO MAY HAVE EXPERIENCE GOING THROUGH WC

LACK OF IDENTITY OF THE WORKER'S EMPLOYER AND COMPENSATION CARRIER

EMPLOYER FAILURE TO CARRY WC INSURANCE

EMPLOYER CLAIM THAT A WORKER IS AN INDEPENDENT CONTRACTOR

LACK OF COVERAGE FOR TREATMENT BECAUSE THE COMP CARRIER AND MEDICAL INSURER BOTH DENY RESPONSIBILITY FOR COVERAGE

LONG DELAYS IN ADJUDICATION DUE TO WC CARRIER'S FREQUENT FAILURES TO BE PREPARED TO PROCEED

PRESSURE TO CLOSE OUT CASES WITH A LUMP SUM PAYMENT REGARDLESS OF REMAINING DISABILITY