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STATE OF NEVADA

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Administrator

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Director



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DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF INDUSTRIAL RELATIONS
INDUSTRIAL INSURANCE REGULATION SECTION
1301 N. Green Valley Parkway, Suite 200
Henderson, Nevada 89014

April 17, 2001

Daniel L. Schwartz, ESQ.
C/O Gugino & Schwartz
1701 West Charleston Boulevard Suite 500
Las Vegas, Nevada 89102

RE: Claimant: Atilano Baez Claim Number: SCC01017333

Dear Mr. Schwartz,

This is a response to your letter of March 23, 2001 to Roger Bremner. I have discussed the issues raised in your letter with the Southern District Manager Mr. Ken Webb and wish to resolve any misunderstanding, which might have occurred as a result of the complaint response you received from the Industrial Insurance Regulation Section (IIRS) Auditor.

A review of the file shows that Mr. Baez properly appealed the determination by the insurer to deny temporary total disability benefits. At the time the injured worker was in the process of appealing the insurer's determination IIRS had no jurisdiction to intervene on behalf of the injured worker. In the event a decision is rendered and there is an issue regarding timely compliance with the decision the injured worker could then file a complaint, which would be acted upon by IIRS personnel.

Therefore, the determination letter of March 12, 2001 is rescinded. The notice of correction issued in that determination is dismissed with no plan of corrective action required.

It is my wish to have a good working relationship with all regulated entities, and your client S&C Claims Services is no exception. In the future if you have any questions regarding findings provided by IIRS staff, or procedures followed in this office please feel free to contact the District Manager or me any time.

Sincerely

A handwritten signature in black ink, appearing to read "C. Verre", written over a circular stamp or seal.

Charles J. Verre
Chief Administrative Officer

Cc: Roger Bremner
John Wiles, Division Counsel
Jill Crowley, S & C Claims Services, Inc.
Alpine Steel

S & C INC.
APR 18 2001