

Excerpts from:

**CA - WCAB NOTEWORTHY PANEL DECISIONS**

**Kenneth Thomas, Applicant v. Farmer Brothers Coffee,  
PSI, Defendant**

**W.C.A.B. No. AHM 0033536; WCAB Panel: Commissioner  
O'Brien, Chairman Rabine, Commissioner Cuneo (concur-  
ring, but not signing)**

*2005 Cal. Wrk. Comp. P.D. LEXIS 4*

**Opinion Filed March 15, 2005**

On April 24, 2003, Law Office of Dennis J. Hershewe was substituted in as defendant's counsel. Since then, defendant's counsel has engaged in what appears to be an ongoing attempt to interfere as much as possible with applicant's medical treatment.

However, defendant's counsel is apparently doing everything he can think of to prevent applicant from getting the treatment he needs to survive, including the heart transplant evaluation process, or to interfere with that treatment. This has been going on for almost two years. We cannot and will not allow the procedures of the Appeals Board to obstruct medical treatment that is required for applicant's continuing survival.