

Barbara Clark R.N, N.P
8200 Stockdale Highway (M10) #230
Bakersfield, CA 93311

June 5, 2009

Hon. Robert K. Norton
Workers Compensation Appeals Board
1800 30th Street Suite 100
Bakersfield, CA

Re: Barbara Clark vs. San Joaquin Community Hospital
WCAB No: BAK 112784
Claim No: 94001140

REF: Utilization review documentation controlled by Carol Pope, claims adjuster

Dear Sir:

It has come to my attention that you have received communications regarding my workers compensation claim from Carol Pope, the claims adjuster for the Adventist Health System – West; see letter dated May 28, 2009.

The utilization review (U.R.) report supplied to this administrative tribunal is NOT the U.R. report denying spinal surgery (see U.R. report of February, 2006). A formal request for the U.R. report denying spinal surgery has already been made to Dennis J. Hershewe, attorney for the defendants (see attached letter of May 21, 2009). Mr. Hershewe has not responded with the requested documentation.


As this administrative tribunal will recall, Carol Pope testified before a trial jury in the Superior Court for Kern County in September 2008 that she had sent (PTP) Dr. Allen Salick's 2/7/2006 prescription for spinal surgery to U.R., which ultimately denied the request. This testimony is attached to the 5/21/2008 letter to Mr. Hershewe.

Indeed, apparently Carol Pope verbally told Dr. Salick in July 2006 that the request for spinal surgery had been denied under U.R. and that Dr. Salick should change his prescription to an epidural spinal injection in lieu of spinal surgery for the decompression fracture of the C5-C6 vertebrae. Miss Pope can quickly clear-up the allegations of fraud by simply supplying me, and this tribunal, a copy of the U.R. report concerning the spinal surgery request of Dr. Salick on 2/7/2006.

Note: I was assisted in the preparation of this document by a fraud examiner known as David Sweigert, who is acting as my non-attorney lay assistant.

Sincerely,

Barbara Clark

A handwritten signature in cursive script, appearing to read "Barbara Clark". The signature is written in black ink on a white background.

Copy provided:

Dennis J. Hershewe, esq.