

STATE OF CALIFORNIA
Division of Workers' Compensation
Workers' Compensation Appeals Board

Case No. ADJ16324888

ROSA ROSALES,

Applicant,

vs.

BRENTWOOD ORIGINALS INC.;
STARSTONE NATIONAL INSURANCE
COMPANY; ENSTAR,

Defendants.

FINDINGS AND AWARD

The above entitled matter having been heard and regularly submitted, the Honorable Lynn Devine, Workers' Compensation Administrative Law Judge, now decides as follows:

FINDINGS OF FACT

1. ROSA ROSALES born on 02/13/1975 while employed on 04/07/2014 through 05/26/2021 as a production line person at Carson, California, by BRENTWOOD ORIGINALS INC, whose workers' compensation insurance carrier was STARSTONE NATIONAL INSURANCE COMPANY, DID NOT sustain injury arising out of and occurring in the course of employment to HER EYES, NOSE, SKIN, ENT-ALLERGIES AND DERMATOLOGY.

2. The other issues raised as to jurisdiction, statute of limitations are not addressed, as applicant did not prevail on AOE/COE.

3. Since there was no claim, no temporary disability I do not find for the applicant on a *Reynolds* as tolling any statute of limitations.

4. After the claim was denied on 08/31/2021 the applicant should have proceeded to a §4060 evaluation but instead chose to come to trial.

BRADFORD AND BARTHEL

MAY 26 2023

Sacramento

AWARD

AWARD IS MADE in favor of BRENTWOOD ORIGINALS INC., and against ROSA ROSALES of:

- a. No injury arising out of or during employment.

DATE: 05-19-2023

Lynn A. Devine

Lynn Devine
WORKERS' COMPENSATION
ADMINISTRATIVE LAW JUDGE

Served by mail on all parties listed on the
Official Address record on 5/23/2023.
BY: Gina Balagtas