



## Federal Workers' Compensation



### **You Have the Right to Choose Your Doctor!**

**Your Doctor's Medical Opinions Have More Probative (Legal) Value  
Than the Government's Second Opinion Doctors!!!!**

## **You, NOT Your Employer, Select Your Physician for Reports, Forms, Restrictions, Treatment, etc.**

- If you are injured, **You**, not your employer, select your treating physician.
  - **It can be any doctor from anywhere in the USA!**
  - OWCP pays up to 100 miles for travel.
  - OWCP provides for Unlimited Treatment for Your Lifetime!
  - Only your doctor determines your Work Restrictions & Temporary Total Disability (TTD).
- You can change your treating physician by writing to OWCP requesting a change.
  - Provide doctor's name and address and the reasons for the change, i.e. "My doctor retired". "My doctor will not see injured federal patients", etc.
  - You do not have to request a change if your treating doctor sends you to another physician for surgery. OWCP automatically assigns the surgeon as your new treating doctor. When the surgeon releases you, your chosen doctor automatically is again your treating doctor.

## **Schedule Award Impairment Ratings**

### **Medical Rationale Causation Reports**

- You get to choose the doctor to provide your causation reports and impairment ratings.
- OWCP, Not You, pays your chosen doctor.
- Few physicians are trained in Schedule Award impairment ratings utilizing the American Medical Association's, *Guides to the Evaluation of Permanent Impairment*, 6<sup>th</sup> Edition.
- Federal employees have difficulty getting their injury claims accepted by OWCP.
  - Few doctors are familiar with OWCP regulations and procedures.
  - Few doctors are familiar with the Federal Employees' Compensation Act (FECA).

### **OWCP Can Send You for Second Opinion Exams**

- Employers can send you for emergency treatment.
  - If you continue with the employer's doctor, then you have chosen your treating doctor.
  - You can always request a change of your treating doctor.
- OWCP can send you to be examined by their selected second opinion physician.
  - Be sure to keep the appointment or OWCP could stop your treatment or payments.
  - Your doctor can agree or disagree with the second opinion doctor.
  - *Your chosen doctor's medical opinion has greater probative legal value!*



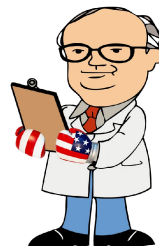
Fair & Compassionate Occupational & Legal Medicine™

This handout is provided as a courtesy by Ellis Clinic and is not legal advice.

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# Why Do Federal Employees & Vets Come from Across the Nation to Ellis Clinic?



**I've Got Doc Ellis  
In My Corner**

Federal Workers' Compensation and VA Disability laws are fair administrative laws! They are supposed to be non adversarial. Unfortunately, Federal employees and Vets are treated unfairly.

- Many government employees are not trained in Federal Work Comp and VA laws.
- Federal and VA laws require doctor's expert medical opinions and forms.
- Whoops! Legal Medicine is not taught in medical schools.



**You Have the Right to Pick Your Doctor!**  
**Let Ellis Clinic's Legal Medicine Team Assist You**



**Federal Workers' Compensation ❖ OWCP** Office of Workers' Compensation Programs

**Successful Medical Rationale Causation reports and forms:**

- ◆ Get your injury claims accepted and get treatment.
- ◆ Get Temporary Total Disability payments while off work.
- ◆ Gets fair Schedule Award Disability payments.
- ◆ Keep you protected from Supervisors and Agencies.

**Legal Medicine Expertise & Consultation**

- ◆ Does your doctor testify for you in Federal Oral hearings?
- ◆ Does your doctor testify for you in Federal Criminal Court?

*Dr. Ellis has testified in over 1,500 trials. His testimony has never lost a case!*

*Dr. Ellis' curriculum vitae is in: [www.EllisClinic.com](http://www.EllisClinic.com)*



**VA Disability ❖ Successful Medical Nexus Causation Reports**

Just submitting your military and civilian medical records to the VA and hoping that the VA's rating doctor is trained and cares about vets can lead to denials. **DON'T GIVE UP!**

**You'll have more success with Your Doctor's Medical Nexus Causation Opinion report!**

Information Handouts • Seminars • Videos • Webinars • [www.EllisClinic.com](http://www.EllisClinic.com)

Appointments & Questions • 405-917-5336 or [www.EllisClinic.com](http://www.EllisClinic.com)



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# Appointment Protocol Federal Workers' Compensation Claim



**Medical Rationale Causation Reports • Forms • Treatment • More**

**Fee Usually Free!** Some claims require a \$500 payment • *Refunded when claim is accepted.* We will call you.

**Send a Protocol & Records for each claim. We will call you to schedule an appointment.**

FULL Name: \_\_\_\_\_

Street / PO Box: \_\_\_\_\_

City / State / Zip: \_\_\_\_\_

Contact Phone/s: \_\_\_\_\_

E-Mail: \_\_\_\_\_

SSN: \_\_\_\_\_ Date of Birth: \_\_\_\_\_ ☐ Male ☐ Female

Representative? ☐ None Print Rep's name: \_\_\_\_\_

**Requesting:** You are always welcome and encouraged to call Ellis Clinic with your questions and concerns.

☐ I am not sure what I need. I request a FREE Ellis Clinic Legal Medicine Team Consultation. Ellis Clinic will call you.

☐ Schedule Award Impairment Rating ☐ Treatment ☐ Missed Work and need TTD Off Work Payments ☐ Adding Conditions to my Claim

☐ Medical Rationale Report to get Claim accepted ☐ FERS Federal Employee Retirement (Use a FERS Appointment Protocol)

**OWCP Claim#** \_\_\_\_\_ **Date of Injury:** \_\_\_\_\_

**Claim Type:** ☐ Form CA-1 Acute Injury ☐ Form CA-2 Occupational Disease ☐ Form CA-2a Recurrence of Accepted Claim ☐ Not Sure

**Claim Status:** ☐ Accepted ☐ Denied ☐ Not Yet Filed ☐ Filed but have not yet received a Claim # ☐ Not Sure

**Missed Work:** ☐ Yes ☐ No If Yes ☐ OWCP Has Paid TTD Payments: ☐ OWCP Has Not Paid TTD ☐ Used Sick Leave/Vacation ☐ Fired ☐ Retired

**Dates Missed Work** (Approximate): \_\_\_\_\_

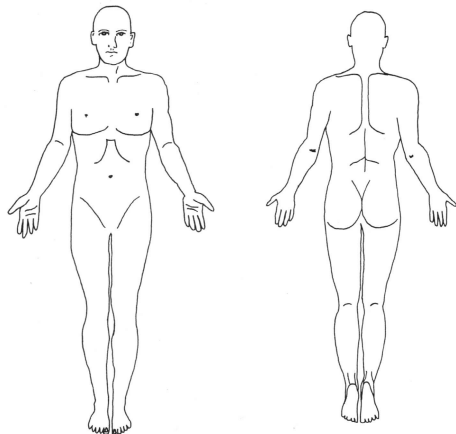
**Employer for this Claim:** \_\_\_\_\_ Year Went to Work for Employer: \_\_\_\_\_

**Body Parts Injured:** \_\_\_\_\_

**Briefly Describe What Caused the Injury or Condition:** \_\_\_\_\_

**Briefly List Treatment i.e. Mercy ER> X-Rays, Jane Smith DO> Medications, John Jones MD> Back Surgery on 11/2016, Physical Therapy**

**Circle Where You Still Have Pain or Problems from This Claim**



**MEDICAL HISTORY of Significant Injuries, Surgeries and Diseases**

Examples: 1983 left knee surgery, 2005 State Work Comp Back surgery, Diabetes, 2012 right knee surgery. 2013 Car accident, neck pain.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Medication Allergies:** \_\_\_\_\_

**Veteran?** ☐ Yes ☐ No **VA Disability?** ☐ Yes ☐ No **Current VA Percent:** \_\_\_\_\_ %

**Is this your first visit to Ellis Clinic?** ☐ Yes ☐ No.

**Do You Have Other OWCP Claims?** ☐ Yes ☐ No

**SEND RECORDS ONLY BY MAIL! No Fax or Email.**

Send a separate Appointment Protocol & Records for each Claim.

We will review and then call you to schedule an appointment. Call if you have questions.

2/21/23, 3:03 pm

**ORDER of RECORDS Only Send Copies! Records Are Shredded!**

Short Video How to Arrange Records> [www.EllisClinic.com/Records](http://www.EllisClinic.com/Records)

Send only pertinent records, i.e. just the Operative Reports but not entire hospital chart.

Ellis Clinic will prepare a Summary List of your records at NO COST TO YOU!.

Submit records in the below order. Within each number section put the most recent records on top.

It would be sweet if you would put a tab or colored sheet of paper between each of the below numbered sections.

**LEGAL MEDICINE Section:**

1. **Place this Appointment Protocol on top.**
2. **YOU OR YOUR REPRESENTATIVE'S CORRESPONDENCE TO ELLIS CLINIC.** Optional.
3. **DEPARTMENT OF LABOR / OWCP CORRESPONDENCE TO YOU:**
  - a. Decisions, Schedule Awards, District Medical Advisor & Second Opinion Physician Reports.
4. **YOUR CORRESPONDENCE TO THE DEPARTMENT OF LABOR / OWCP:** Omit if none.
  - a. You do not need to file anything before your appointment.
  - b. Ellis Clinic will assist you with everything you need, i.e. OWCP Forms CA-1, CA-2, CA-2a, Employee Statement, etc
5. **EMPLOYER CORRESPONDENCE TO YOU:** Job offers, Termination, Forms etc.
6. **WORK STATUS FORMS:**
  - a. Do not separate by source. From all your doctors plus any government doctors.
  - b. Put all together in Chronological Order. Newest on Top.

**MEDICAL Section:**

7. **OPERATIONS:**
  - a. Surgery Operative Reports, Injection Reports such as Epidural Injections.
  - b. Just the Operative Report needed. A Hospital Discharge Summary is optional. We do not need every hospital record.
8. **TESTS:**
  - a. MRI, X-Rays, EMG/Nerve Conduction Studies, etc.
  - b. Laboratory blood and urine tests. Not needed if normal. Put all together in chronological order.
9. **PHYSICIAN RECORDS:** Separate by Physician or Clinic.
  - a. Doctor's Reports, Letters, Office Progress Notes.
10. **NON PHYSICIAN RECORDS:** Optional
  - a. Functional Capacity Tests, Optional.
  - b. Physical Therapy notes are usually not needed.

**Fee is Frequently Free!**

Some claims may require a \$500 payment which is refunded when your claim is accepted. Do not send money. We will call you if needed.

**If Federal Work Comp Law is Fair • Why All the Problems?**

- ◆ Many Supervisors, Claims Examiners, doctors, attorneys and others do not know or follow the law.
- ◆ Federal Work Comp requires doctors to have Legal Medicine expertise. Whoops! Legal Medicine is not taught in medical schools!

**Good News! Federal employees get to pick their doctor. Your Doctor, Not the Government's Doctors:**

- ◆ Opinions have more probative (legal) value than a government doctor.
- ◆ Get your Claims Accepted with Medical Rationale causation reports & Forms.
- ◆ Set Your Work Restrictions and Accommodations, Temporary Total Disability pay for time off work.
- ◆ Schedule Award impairment money for your injuries.
- ◆ Provide protection from Government Harassment & Video Surveillance & More.

**Ellis Clinic's Legal Medicine Team will Assist You! Don't Give Up!**

- ◆ Reconsideration rebuttal Expert Medical Opinion reports.
- ◆ Oral Hearings and even Federal Criminal Court Trial Testimony.