

Our Document #
0101Clavicle (PTP Rating)

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Employee: Walter D. Clavicle	Claim #: 123456789	
Occupation: Mason	Group #: 481	SS #: NP
Injury Date: 01-01-2009	Birthdate: NP	Age: 51
Injury to: Right upper extremity – Shoulder		
Med Rpt: (PTP) Roger Steadfast, MD / 01-01-2012		

Provisional Rating – Supplemental Report required for clarification:

1. (PTP) Evaluator needs to clarify if Distal Clavicle resection was performed.
2. If DC Resection performed, then (PTP) Evaluator needs to provide (R) Shoulder with additional impairment of 10 UEI for DC Resection Arthroplasty per Table 16-27, pg. 506
3. (R) Shoulder combined total impairment corrected to 15 UEI = 09 WPI

After Consideration of PD Causation Apportionment - LC § 4663

MR pg. 11: No Apportionment to avocational factors / pre-existing condition.

Impairment Summary and Review		
Impairment Supported by Exam Findings & Medical History	LC § 4663 Apportionment	Impairment As Reported
(R) Shoulder ROM – 05 UEI (R) DC Resection – 10 UEI (R) Shoulder Total: 10 C 05 = 15 UEI = 09 WPI	No Apportionment to pre-existing condition.	(R) Shoulder ROM – 05 UEI = 03 WPI (R) DC Resection – UEI Not Reported

Recommended Rating supported by correct application of the AMA Guides & 05PDRS

1. If the medical evaluator provides a miscalculation of impairment and the medical report includes objective clinical findings that would support a higher or lower impairment, the AMA Guides allows any knowledgeable observer to adjust the reported impairment accordingly. -Guides 5th Ed, Ch.2, pg 17

**A. Rating After Analysis & Consideration of Duplication Among Ratable Factors:
Addresses evaluation in Report dated 01-01-12**

(R) Shoulder Other

$$16.02.02.00 - 9 - [7] 12 - 481H - 16 = 18\%$$

Issues in (PTP) Medical Report dated 01-01-2012:

- 1 (PTP) Evaluator provides (R) Shoulder ROM impairment of 05 UEI (confirmed).
 - 2 (PTP) Evaluator fails to provide 10 UEI for reported (R) Shoulder DC Resection.
- **Medical History, MR pg. 1:** *Surgical evaluation. 17 weeks s/p right shoulder arthroscopy decompression and **open distal clavicle resection** minimal pain at this time.*
 - **Per Table 16-27, page 506:** Arthroplasty, Distal Clavicle Resection = 10 UEI
 - **Conclusion:** Corrected (R) Shoulder Total Impairment: 10 UEI DC Resection C 05 ROM = 15 UEI = 09 WPI

(R) Shoulder ROM (Section 16.4i) & Arthroplasty (Section 16.7b)			
ADD ROM Upper Extremity Values AMA 5th Edition, pages 474 to 479©LPC/CAL – January 11,2005			
Flexion / Extension (F) 16-40, p. 476	Abduction/Adduction (F) 16-43, p. 477	Rotation (F) 16-46, pg. 479	ROM UEI 05 UEI
Flexion: 160 = 01	Abduction: 160 = 01	Internal: 40 = 03	
Extension: 60 = 00	Adduction: NR	External: 60 = 00	
Combine ROM & Arthroplasty Upper Extremity Values & Then Convert to a WPI			
Arthroplasty Level T 16-27, p. 506	Combined UE Values	UE To WPI (T) 16-3, p. 439	+ Excess Pain Factors on ADL
Distal Clavicle Resection Corrected: 10 UE	10 C 05 = 15 UEI	15 X .60 = 09 WPI	
AMA WPI Impairment for PDRS Adjustments: 03 Corrected: 09 WPI			

Table 16-27: UE Impairment due to Arthroplasty of Specific Bones or Joints
AMA Guides, pg. 506 (Modified to Address Reported Impairment Factors)

Level of Arthroplasty	Upper Extremity %	
	Implant Arthroplasty	Resection Arthroplasty
Total shoulder	24	30
Distal clavicle (isolated)	—	10
Proximal clavicle (isolated)	—	3
Total elbow	28	35
Radial head (isolated)	8	10
Total wrist	24	—
Radiocarpal	16	—
Ulnar head (isolated)	8	10
Proximal row carpectomy	—	12

AMA Guides Non-Compliant / Alternative Rating of Impairment as Reported

Impairment Rating Is Inconsistent with AMA Guides Evaluation Guidelines & Case Law

- The correctly calculated impairment rating under the 5th Edition of the AMA Guides is presumed to be correct. To overcome this presumption the challenging party, whether the injured worker or the employer, must carry its burden by a preponderance of the evidence that includes a well-reasoned medical opinion based on objective evidence that follows the proper assessment criteria of the 5th Edition of the AMA Guides. - **Almaraz-Guzman-II, pages 17 to 18**
- 1.1. **AMA 5th Edition Section 2.6b, pg. 22:** “[Evaluating Physician must] Compare the medical findings with the impairment criteria listed within the Guides and calculate the appropriate impairment rating. **Discuss how specific findings relate to and compare with the criteria described in the applicable Guides Chapter.**”

**B. PD Rating of Impairment As Reported by Evaluating Physician:
Addresses evaluation in Report dated 01-01-2012**

(R) Shoulder ROM

16.02.01.00 - 3 - [7] 4 - 481H - 6 = 07%

(R) Shoulder ROM Impairments –UE Values Are Added Together (Impairment As Reported)				
AMA 5th Edition, Section 164i, pages 474 to 479 ©LPC/CAL – 01-11-05				
<u>Flexion / Extension</u> (F) 16-40, p. 476	<u>Abduction/Adduction</u> (F) 16-43, p. 477	<u>Rotation</u> (F) 16-46, pg. 479	<u>UE To WPI</u> (T) 16-3, p. 439 05 X .60 = 03	<u>+Excess Pain on ADL</u>
Flexion: 160 = 01	Abduction: 160 = 01	Internal: 40 = 03		
Extension: 60 = 00	Adduction: Not Reported.	External: 60 = 00		--
Whole Person Impairment for PDRS Adjustments: 03 WPI				

Permanent Disability Factors of Impairment

(R) SHOULDER

AMA
Analysis:
MR pg.
9-10

Motion	Flexion	Extension	Ankylosis	Imp%
Angle	160.	60..	NA	NA.
Imp%	1 %.	0%..	NA.	1 %.
	Adduction	Abduction	Ankylosis	Imp%
Angle	NA.	160.	NA.	NA.
Imp%	NA.	1 %.	NA.	1 %.
	Int Rot	Ext Rot	Ankylosis	Imp%
Angle	40.	60.	NA.	NA.
Imp%	3%.	0%.	NA.	3%.

Abnormal Motion Impairment % (add Imp % Flex/Ext + Add/Abd + Int Rot/Ext Rot) = 5 %.
Total Upper Extremity Impairment (combine I, II, III, IV and V) = 5 %.
*Impairment of the **Whole Person 3%.***

Corrected: Reported DC Resection requires additional impairment of 10 UEI.
(R) Shoulder Corrected total = 10 C 05 = 15 UEI = 09 WPI

Medical
History
MR pg. 1

Surgical evaluation. 17 weeks Status Post right shoulder arthroscopy decompression and open **distal clavicle resection** minimal pain at this time.

Exam
Findings
MR pg. 2

Bilateral Upper Extremity - right shoulder - Incisions are healed clean and dry without drainage and minimal pain on movement.
Left shoulder ROM within normal limits.
Right shoulder ROM shows 160 degrees flexion with pain, 60 degrees extension with pain, 160 degrees abduction with pain, 40 degrees internal rotation without pain, 60 degrees external rotation without pain.
 Touch, pin, vibratory and proprioception sensations are normal.

Diagnosis:
MR pg. 2

Other Affections of Shoulder Region, Not Elsewhere Classified.
 Unspecified Arthropathy Involving Shoulder Region.

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Certified, AMA Guides Impairment & California Disability Rating Specialists
 American College of Disability Medicine & Board of Independent Medical Examiners

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