



TEXAS DEPARTMENT OF INSURANCE

Division of Workers' Compensation - Medical Fee Dispute Resolution (MS-48)

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MEDICAL FEE DISPUTE RESOLUTION FINDINGS AND DECISION

GENERAL INFORMATION

Requestor Name

MEMORIAL COMPOUNDING RX

Respondent Name

AMERICAN CASUALTY CO OF READING PA

MFDR Tracking Number

M4-20-0956-01

Carrier's Austin Representative

Box 57

MFDR Date Received

DECEMBER 16, 2019

REQUESTOR'S POSITION SUMMARY

"The above claimant received medication and the carrier still has not acknowledged receipt of service."

Amount in Dispute: \$440.04

RESPONDENT'S POSITION SUMMARY

"The attached reconciliation and EOB reflect the Naprosyn was paid in the amount of \$95.01. The remainder of the bill (for the gabapentin and cyclobenzaprine) were paid in full by check # 0099975156, dated 12/30/19, in the amount of \$440.04."

Responses Submitted by: Flahive, Ogden & Latson

SUMMARY OF FINDINGS

Table with 4 columns: Date of Service, Disputed Services, Amount In Dispute, Amount Due. Row 1: September 18, 2019, Compound Medication, \$440.04, \$0.00

FINDINGS AND DECISION

This medical fee dispute is decided pursuant to Texas Labor Code §413.031 and applicable rules of the Texas Department of Insurance, Division of Workers' Compensation (DWC).

Background

- 1. 28 Texas Administrative Code §133.307 sets out the procedures for resolving medical fee disputes
2. 28 Texas Administrative Code §134.503 sets out the reimbursement for compound medications
3. Explanation of Benefits:
45-Charge exceeds fee schedule/maximum allowable or contracted/legislated fee arrangement.
877-Reimbursement is based on the contracted amount.
5668-Charges for surgical implants are reviewed separately by Foresight Medical.

**Findings**

The Division makes the following conclusions based upon the information and documentation presented to the Division to date. Even though all the evidence was not discussed, it was considered.

*Did the carrier reimburse Memorial for the disputed services?*

Memorial Compounding Rx (Memorial) asserts that the carrier has not paid for the service in dispute. Review of the explanations of benefits provided finds that the carrier issued a payment in the amount of \$440.04 to Memorial on December 30, 2019 via check number 0099975156.

The Division concludes that the carrier reimbursed Memorial for the full disputed amount.

For that reason, the Division moves to resolve this dispute with the information available and concludes that no additional reimbursement can be recommended.

**Conclusion**

The DWC concludes that Memorial has already been paid for the service in dispute. As a result, the amount ordered is \$0.00.

***ORDER***

Based on the submitted information, and pursuant to Texas Labor Code Section 413.031, the DWC has determined that the requestor is not entitled to additional reimbursement for the services in dispute.

**Authorized Signature**

Signature	Medical Fee Dispute Resolution Officer	01/23/2020 Date
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***RIGHT TO APPEAL***

Either party to this medical fee dispute has a right to seek review of this decision in accordance with 28 Texas Administrative Code §133.307, 37 *Texas Register* 3833, applicable to disputes filed on or after June 1, 2012.

A party seeking review must submit a **Request to Schedule a Benefit Review Conference to Appeal a Medical Fee Dispute Decision** (form **DWC045M**) in accordance with the instructions on the form. The request must be received by the DWC within **twenty** days of your receipt of this decision. The request may be faxed, mailed or personally delivered to the DWC using the contact information listed on the form or to the field office handling the claim.

The party seeking review of the MFDR decision shall deliver a copy of the request to all other parties involved in the dispute at the same time the request is filed with the DWC. **Please include a copy of the *Medical Fee Dispute Resolution Findings and Decision*** together with any other required information specified in 28 Texas Administrative Code §141.1(d).

**Si prefiere hablar con una persona en español acerca de ésta correspondencia, favor de llamar a 512-804-4812.**