



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

ACE AMERICAN INSURANCE COMPANY

MFDR Tracking Number

M4-18-5077-01

Carrier's Austin Representative

Box 15

MFDR Date Received

August 21, 2018

REQUESTOR'S POSITION SUMMARY

Requestor's Position Summary: "I have attached the EOB's as well as the documentation to prove that Memorial Compounding Pharmacy has met the requirements to receive reimbursement."

Amount in Dispute: \$566.53

RESPONDENT'S POSITION SUMMARY

Respondent's Position Summary: "Upon receipt of MDR, payment was processed. Payment in the amount of \$566.53 was issued on 9/10/18. Attached are copies of the EOR and payment screens."

Response Submitted by: ESIS

SUMMARY OF FINDINGS

Table with 4 columns: Date of Service, Disputed Services, Amount in Dispute, Amount Due. Row 1: January 20, 2018, Prescribed Medication, \$566.53, \$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.

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:

Reviewed Date: February 22, 2018 and July 11, 2018

- 1 - These are non-covered services because this is not deemed a medical necessity by the payer
3 - These are non-covered services because this is not deemed a medical necessity by the payer

**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.

*1. 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 dated September 4, 2018, finds that the carrier issued a payment in the amount of \$566.53 to Memorial, via draft # XXX80333916.

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.

***ORDER***

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

**Authorized Signature**

		October 12, 2018
Signature	Medical Fee Dispute Resolution Officer	Date

***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 Division within **twenty** days of your receipt of this decision. The request may be faxed, mailed or personally delivered to the Division 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 Division. **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.**