



Medical Fee Dispute Resolution Findings and Decision

General Information

Requester Name

Gabriel Jasso PSYD

Respondent Name

Texas Mutual Insurance Company

MFDR Tracking Number

M4-26-1670-01

Insurance Carrier's Austin Representative

BOX 54 Texas Mutual Insurance Co

DWC Date Received

February 12, 2026

Summary of Findings

Date(s) of Service	Disputed Services	Amount in Dispute	Amount Due
April 9, 2025	96116	\$7.50	\$0.00
April 9, 2025	96121-59	\$15.24	\$0.00
April 9, 2025	96132-59	\$10.83	\$0.00
April 9, 2025	96133-59	\$83.04	\$0.00
April 9, 2025	96136-59	\$4.33	\$0.00
April 9, 2025	96137-59	\$8.26	\$0.00
April 9, 2025	96138-59	\$4.53	\$0.00
April 9, 2025	96139-59	\$40.77	\$0.00
Total		\$176.50	\$0.00

Requester's Position

"The insurance carrier has not properly paid this claim in accordance with DWC Rules governing the specific services billed."

Amount In Dispute: \$176.50

Respondent's Position

"Texas Mutual has reviewed the DWC-60 submitted by GABRIEL JASSO PHD. The bill was paid per the physician fee schedule. Our position is that no payment is due."

Response Submitted By: Texas Mutual

Findings and Decision

Authority

This medical fee dispute is decided according to Texas Labor Code Section [413.031](#) and other applicable laws and rules of the Texas Department of Insurance, Division of Workers' Compensation (DWC).

Statutes and Rules

1. 28 Texas Administrative Code (TAC) Section [133.307](#) sets out the procedures for resolving medical fee disputes.
2. 28 TAC Section [134.203](#) sets out the fee guidelines for professional medical services.

Adjustment Reasons

- CAC-P12 – Workers' compensation jurisdictional fee schedule adjustment.
- CAC-W3 – In accordance with TDI-DWC Rule 134.804, this bill has been identified as a request for reconsideration or appeal.
- CAC-193 – Original payment decision is being maintained. Upon review, it was determined that this claim was processed properly.
- DC4 – No additional reimbursement allowed after reconsideration.
- G15 – Pricing is calculated based on the medical professional fee schedule value.
- 350 – Bill has been identified as a request for reconsideration or appeal.

Issues

1. What is DWC considering in this medical fee dispute?
2. What rule is applicable to reimbursement?
3. Has DWC determined whether additional reimbursement is due?

Findings

1. The requester is seeking medical fee dispute resolution in the amount of \$176.50 for professional medical services rendered in April of 2025. The carrier issued a payment of \$4,314.38. The requester indicates additional reimbursement is due for the following codes reduced based on workers' compensation state fee schedule adjustment.
2. 28 TAC Section 134.203(c)(1)(2) states in pertinent part, to determine the Maximum Allowable Reimbursement (MAR) for professional services, system participants shall apply the Medicare payment policies with minimal modifications.
 1. For service categories of Evaluation & Management, General Medicine, Physical Medicine and Rehabilitation, Radiology, Pathology, Anesthesia, and Surgery when performed in an office setting, the established conversion factor to be applied is \$52.83...
 2. The conversion factors listed in paragraph (1) of this subsection shall be the conversion factors for calendar year 2008. Subsequent year's conversion factors shall be determined by applying the annual percentage adjustment of the Medicare Economic Index (MEI) to the previous year's conversion factors, and shall be effective January 1st of the new calendar year...

To determine the MAR the following formula is used:

$(\text{DWC Conversion Factor} / \text{Medicare Conversion Factor}) \times \text{Medicare Payment} = \text{MAR}$.

- The CMS physician fee schedule rates are published by carrier and locality.
 - Disputed service was rendered in zip code 79925, carrier code 04412 locality 99 (El Paso).
 - The disputed date of service is April 9, 2025.
 - The 2025 DWC Conversion Factor is 70.18.
 - The 2025 Medicare Conversion Factor is 32.3465.
 - $96116 - 70.18/32.3465 \times \$87.04 = \$188.84$. Carrier paid \$188.84
 - $96121 - 70.18/32.3465 \times \$71.80 \times 3 = \$467.34$. Carrier paid \$467.34.
 - $96132 - 70.18/32.3465 \times \$122.81 = \$266.45$. Carrier paid \$266.45.
 - $96133 - 70.18/32.3465 \times \$91.81 \times 12 = \$2,390.33$. Carrier paid \$2,390.28.
 - $96136 - 70.18/32.3465 \times \$39.48 = \$85.66$. Carrier paid \$85.66.
 - $96137 - 70.18/32.3465 \times \$34.74 \times 3 = \$226.12$. Carrier paid \$228.11.
 - $96138 - 70.18/32.3465 \times \$31.79 = \$68.97$. Carrier paid \$68.97.
 - $96139 - 70.18/32.3465 \times \$31.79 \times 9 = \$620.75$. Carrier paid \$620.73.
3. Review of the information available at the time of this review found the insurance carrier paid the disputed charges at applicable fee schedule guideline. No additional payment is due.

Conclusion

The outcome of this medical fee dispute is based on the evidence requester and the respondent presented at the time of adjudication. Though all evidence may not have been discussed, it was considered.

DWC finds the requester has not established that additional reimbursement is due.

Order

Under Texas Labor Code Sections [413.031](#) and [413.019](#), DWC has determined the requester is entitled to \$0.00 reimbursement for the disputed services.

Authorized Signature

_____	_____	March 9, 2026
Signature	Medical Fee Dispute Resolution Officer	Date

Your Right to Appeal

Either party to this medical fee dispute has a right to seek review of this decision under 28 TAC Section [133.307](#), which applies to disputes filed on or after **June 1, 2012**.

A party seeking review must submit [DWC Form-045M, Request to Schedule, Reschedule, or Cancel a Benefit Review Conference to Appeal a Medical Fee Dispute Decision \(BRC-MFD\)](#) and follow the instructions on the form. You can find the form at www.tdi.texas.gov/forms/form20numeric.html. DWC must receive the request within **20 days** of when you receive this decision. You may fax, mail, or personally deliver your request to DWC using the contact information on the form or the field office handling the claim. If you have questions about DWC Form-045M, please call CompConnection at 800-252-7031, option three or email CompConnection@tdi.texas.gov.

The party seeking review of the MFDR decision must deliver a copy of the request to all other parties involved in the dispute at the same time the request is filed with DWC. **Please include a copy of this *Medical Fee Dispute Resolution Findings and Decision*** with any other required information listed in 28 TAC Section [141.1\(d\)](#).

Si prefiere hablar con una persona en español acerca de esta correspondencia, favor de llamar a 800-252-7031, opción tres o correo electrónico CompConnection@tdi.texas.gov.