



Medical Fee Dispute Resolution Findings and Decision

General Information

Requester Name

Gabriel Jasso PSYD

Respondent Name

Texas Mutual Insurance Company

MFDR Tracking Number

M4-26-2375-01

Insurance Carrier's Austin Representative

BOX 54 Texas Mutual Insurance Co

DWC Date Received

April 22, 2026

Summary of Findings

Date(s) of Service	Disputed Services	Amount in Dispute	Amount Due
December 10, 2025	96116	\$7.50	\$0.00
December 10, 2025	96121-59	\$15.24	\$0.00
December 10, 2025	96132-59	\$12.83	\$0.00
December 10, 2025	96133-59	\$83.04	\$0.00
December 10, 2025	96136-59	\$4.33	\$0.00
December 10, 2025	96137-59	\$10.26	\$0.00
December 10, 2025	96138-59	\$4.53	\$0.00
December 10, 2025	96139-59	\$40.77	\$0.00
Total		\$176.50	\$0.00

Requester's Position

The requester did not submit a position statement with this request for MFDR. They did submit a document titled, "Reconsideration" dated March 12, 2026 that states, "The bill/claim has been incorrectly reduced and/or denied and was not reimbursed per the above DWC Fee Guidelines..."

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

The insurance carrier denied payment for the disputed services with the following reasons:

- CAC-P12 – Workers compensation jurisdictional fee schedule adjustment.
- G15 – Pricing is calculated based on the medical professional fee schedule value.
- 790 – This charge was reimbursed in accordance to the Texas Medical Fee Guideline.

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 additional reimbursement of \$176.50 for professional medical services rendered on December 10, 2025.
2. The requester submitted the following codes on their medical bill: 96116, 96121-59, 96132-59, 96133-59, 96136-59, 96137-59, 96138-59 and 96139-59. The requester stipulated that the amount paid did not comply with the applicable fee guidelines. The division will therefore review these charges in accordance with the applicable fee guidelines.

28 TAC Section 134.203 (c) (1)(2) states in pertinent part,

- c. 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 79703, locality 04412 99, Rest of Texas (Midland).
- The disputed date of service is December 10, 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. No payment is due.
- $96121 - 70.18 / 32.3465 \times \$71.80 = \$155.78 \times 3 = \467.34 . Carrier paid \$467.34. No payment is due.
- $96132 - 70.18 / 32.3465 \times \$122.81 = \$264.99$. Carrier paid \$266.45. No payment is due.
- $96133 - 70.18 / 32.3465 \times \$91.81 = \$199.19 \times 12 = \$2,390.33$. Carrier paid \$2,390.28. No payment is due.
- $96136 - 70.18 / 32.3465 \times \$39.48 = \$85.66$. Carrier paid \$85.66. No payment is due.
- $96137 - 70.18 / 32.3465 \times \$34.74 = \$75.37 \times 3 = \226.12 . Carrier paid \$226.11. No payment is due.
- $96138 - 70.18 / 32.3465 \times \$31.79 = \$68.97$. Carrier paid \$68.97. No payment is due.

- $96139 - 70.18/32.3465 \times 31.79 = \$68.97 \times 9 = \$620.75$. Carrier paid \$620.73. No payment is due.

3. Review of the information available at the time of this review found the insurance carrier paid the disputed services at MAR. The requester's documentation includes reference to the 2024 CMS Physician fee schedule. As these services are for dates of service in 2025, the appropriate CMS Physician fee schedule amount is for 2025. No additional payment is recommended.

Conclusion

The outcome of this medical fee dispute is based on the evidence the 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 additional reimbursement for the disputed services.

Authorized Signature

_____ Signature	_____ Medical Fee Dispute Resolution Officer	_____ May 13, 2026 Date
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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 electronico CompConnection@tdi.texas.gov.