

IMPARTIAL UNIT POLICIES AND PROCEDURES

FAILURE TO ATTEND EXAMINATION

When an injured worker fails to attend a scheduled impartial examination, upon receipt of the payment voucher from the physician, the impartial unit will enter the information into CMS and email the judge assigned to the case informing him/her of the missed appointment. A letter addressed to the injured worker and attorneys of record will be sent which includes the following language:

Pursuant to M.G.L. c 152§ 11A (2) failure to report to an impartial medical examination after due notice and without cause shall constitute cause for suspension of benefits pursuant to section forty-five. The no show fee of \$100 must be paid within 30 days of the missed/cancelled appointment at which time the impartial examination will be rescheduled. If the no show fee is not paid within said period, a status conference shall be scheduled and the parties must appear before the presiding judge. A cancellation made within 48 hours of the scheduled examination is considered a no show and the \$100.00 fee is due.



Omar Hernandez

Senior Judge, Department of Industrial Accidents

September 26, 2012