

ORIGINAL: 2484

**Preputnick, Eric G. (GC-LI)**

**From:** Kupchinsky, John  
**Sent:** Friday, July 14, 2006 12:32 PM  
**To:** Preputnick, Eric G. (GC-LI)  
**Subject:** FW: Supplemental Comment to Proposed Regulation 121.25

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-----Original Message-----

**From:** Cicola, David  
**Sent:** Thursday, July 13, 2006 11:24 AM  
**To:** Kupchinsky, John  
**Subject:** Supplemental Comment to Proposed Regulation 121.25

You will recall that I had previously commented on this proposed regulation. The most recent version addresses my previous concern, for which I thank you.

I have a comment about the current version. The existing regulation expressly stated that the default practice was to mail the check via first-class mail to the claimant's last-known address. This reference does not appear in the proposed regulation. Accordingly, I suggest that the proposed regulation be further revised to include the language in blue font:

(1) Unless the claimant and the employer have executed an Authorization for Alternative Delivery of Compensation Payments, Form LIBC-10, or payment IS ORDERED BY A WORKERS' COMPENSATION JUDGE, THE BOARD OR ANY COURT, a claimant's payment for workers' compensation or occupational disease compensation SHALL BE MAILED BY FIRST-CLASS MAIL TO THE CLAIMANT'S LAST KNOWN ADDRESS, AND OTHERWISE may not be made payable to, or delivered to, an attorney unless the attorney is the administrator or executor of the claimant's estate, a court-appointed trustee, a court-appointed guardian or acting in some other fiduciary capacity. ...

I apologize for not raising this question in my initial comment. Thank you for again considering my views.

David A. Cicola

07/14/2006

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