

**WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA**

ELIZABETH CURRY WHITE, *Applicant*

vs.

**BERKELEY UNIFIED SCHOOL DISTRICT;
INTERCARE, *Defendants***

**Adjudication Number: ADJ2513477 (OAK0338923)
Oakland District Office**

**OPINION AND ORDER
DISMISSING PETITION
FOR REMOVAL**

Applicant, in pro per, has filed correspondence dated September 12, 2022 in response to our September 6, 2022 Opinion and Order Dismissing Petitions for Reconsideration and Dismissing Petition for Removal (Decision). We treat this correspondence as a Petition for Removal from our September 12, 2022 Decision. We have considered the allegations of the Petition for Removal. Based on our review of the record, and for the reasons stated below, we will dismiss the petition.

Where a party fails to prevail on a prior petition, the Appeals Board will not entertain a successive petition by that party unless the party is newly aggrieved. (See *Goodrich v. Industrial Acc. Com.* (1943) 22 Cal.2d 604, 611 [8 Cal.Comp.Cases 177]; see also *Ramsey v. Workmen's Comp. Appeals Bd.* (1971) 18 Cal.App.3d 155, 159 [36 Cal.Comp.Cases 382]; see also *Crowe Glass Co. v. Industrial Acc. Com. (Graham)* (1927) 84 Cal.App. 287, 293-295 [14 IAC 221].).

For the foregoing reasons,

IT IS ORDERED that the Petition for Removal is **DISMISSED**.

WORKERS' COMPENSATION APPEALS BOARD

/s/ KATHERINE A. ZALEWSKI, CHAIR

I CONCUR,

/s/ JOSÉ H. RAZO, COMMISSIONER

/s/ MARGUERITE SWEENEY, COMMISSIONER



DATED AND FILED AT SAN FRANCISCO, CALIFORNIA

October 12, 2022

**SERVICE MADE ON THE ABOVE DATE ON THE PERSONS LISTED BELOW AT
THEIR ADDRESSES SHOWN ON THE CURRENT OFFICIAL ADDRESS RECORD.**

**ELIZABETH CURRY WHITE, IN PRO PER
LAW OFFICES OF RICHARD K. GREEN**

PAG/abs

I certify that I affixed the official seal of the
Workers' Compensation Appeals Board to this
original decision on this date. *abs*