

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE MATTER OF THE ARBITRATION BETWEEN

Claimants,
vs.
Respondent.

Arbitration No. 12609
[PROPOSED] ORDER OF DISMISSAL
DISCOVERY CUT-OFF: 03/20/15
ARBITRATION DATE: 4/20/15
ACTION FILED: 11/27/13

Respondent's Motion for Terminating Sanctions based on claimants' failure to comply with a previous order to provide discovery responses came on regularly for hearing by telephone conference call on January 19, 2015. No written opposition to the motion was submitted. No one participated in the conference call hearing on behalf of claimants. of appeared on behalf of Respondent and moving party. Upon due consideration of the facts and issues raised by Respondent's motion, and based on the procedural history of the case, the motion is granted.

///

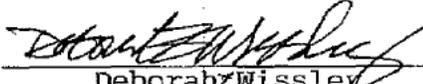
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Claimants' action in arbitration is dismissed.

claims resolution
Nothing in this settlement agreement prohibits or restricts
the enrollee from discussing or reporting the underlying
facts, results, terms and conditions of this *claims resolution* settlement
agreement to the Department of Managed Health Care.

DZW
DZW

Dated: 1/21/15



Deborah Wissley
Neutral Arbitrator

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

[SBN]
[SBN]

Telephone:
Facsimile:

Attorneys for Respondents,

and

IN THE MATTER OF THE ARBITRATION BETWEEN

, as heir of
, Deceased
Claimant,

v.

and

Respondents.

Arbitration No. 14994

ORDER OF DISMISSAL

Arbitration Demand: August 10, 2017
Arbitration Date: January 15-17, 2019

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on December 20, 2017, Respondents' Motions to Deem Requests for Admissions Admitted and Motion to Compel Responses to Form and Special Interrogatories came on regularly for telephonic hearing. appeared on behalf of Respondents and moving parties. Claimant failed to appear or file any opposition or respond to any of the requested discovery. Based on the foregoing and the fact Claimant failed to appear for the previous AMC on December 6, 2017, the Neutral Arbitrator made the following rulings:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1. Respondents' Motion to Deem Requests for Admissions Admitted is granted;
2. Respondents Motions to Compel Responses to Form and Special Interrogatories, and Request for Production, Sets One and Two is granted. Claimant has ten days from the date of this Notice, i.e., **December 30, 2017** in which to serve responses to Form and Special Interrogatories and Request for Production of Documents, without objection;
3. In light of Claimant's failure to appear at this hearing and the prior Arbitration Management Conference, should Claimant fail to timely comply with this Order and serve discovery responses without objection by December 30, 2017, Respondents may submit a letter to the Neutral Arbitrator and Claimant advising of such failure to comply along with a dismissal of the action with prejudice which will be signed and the action dismissed.

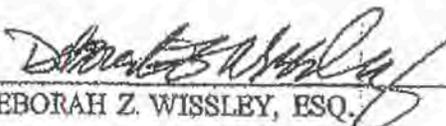
Per Respondent's unopposed motion for dismissal and Claimant's failure to comply with the Neutral Arbitrator's order of December 20, 2017:

IT IS THEREFORE ORDERED that based on Claimant's repeated failure to appear and failure to comply with the Neutral Arbitrator's Order, all claims shall be dismissed with prejudice in their entirety against Respondents, including but not limited to

AND

Nothing in this arbitration decision prohibits or restricts the enrollees from discussing or reporting the underlying facts, results, terms, and conditions of this decision to the Department of Managed Health Care (DMHC).

Dated: January 13, 2018


DEBORAH Z. WISSLEY, ESQ.

1 State Bar No.
2 State Bar No.

3 Telephone • Facsimile

4 Attorneys for Respondent,

6
7
8 **IN THE MATTER OF THE ARBITRATION BETWEEN**

11
12 Claimant,

13 vs.

15 Respondent.

ARBITRATION NO.: 15148

Arbitrator: Deborah Z. Wissley, Esq.

~~PROPOSED~~ ORDER AND AWARD
GRANTING RESPONDENT

MOTION FOR SUMMARY JUDGMENT

DATE: July 19, 2018

TIME: 9:00 A.M.

LOCATION: Telephonic: 1-866-590-5055
Access Code: 6748653

*(Filed concurrently with Notice of Motion,
Memorandum of Points and Authorities with
Declaration of M.D., and Separate
Statement)*

DISCOVERY CUT-OFF: 02/01/19

ARBITRATION DATE: 03/05/19

ACTION FILED: 11/06/17

23 **ORDER**

24 The Motion of Respondent Motion for
25 Summary Judgment, came on regularly for telephonic hearing before the Neutral Arbitrator, Deborah Z.
26 Wissley, Esq., on July 19, 2018, at 9:00 A.M.

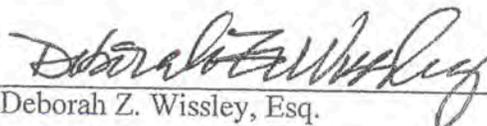
27 After full consideration of the evidence and the Points and Authorities submitted by the parties,
28 and oral argument of counsel, it appears and the Neutral Arbitrator finds that Respondent

1 has shown by admissible evidence and reasonable inferences
2 therefrom, not contradicted by other evidence or inferences, and by matters judicially noticed by the
3 Neutral Arbitrator, that the Demand for Arbitration of Claimant , dated February 1, 2017,
4 and received by Respondent on February 7, 2017, has no merit and that there is no triable issue of
5 material fact with respect thereto, and that, therefore, said moving party is entitled to Order of judgment
6 as a matter of law.

7 IT IS ORDERED that the Motion for Summary Judgment is granted and judgment shall be entered
8 forthwith as requested in said Motion in favor of Respondent
9 and against Claimant

10
11 **Nothing in this arbitration decision prohibits or restricts**
12 **the enrollee from discussing or reporting the underlying**
13 **facts, results, terms and conditions of this decision to the**
14 **Department of Managed Health Care.**

15
16 DATED: July 19, 2018

17
18 
19
20
21
22
23
24
25
26
27
28

Deborah Z. Wissley, Esq.

AWARD

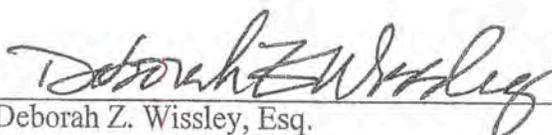
The Motion for Summary Judgment of Respondent came on regularly for telephonic hearing before the Neutral Arbitrator, Deborah Z. Wissley, Esq., on July 19, 2018, at 9:00 A.M., or as soon thereafter as it was able to be heard.

At the above time and place, the Neutral Arbitrator granted the Motion for Summary Judgment by Respondent and ordered entry of Judgment as requested in said Motion.

IT IS ORDERED that the Motion for Summary Judgment is granted and an Award is entered forthwith as requested in said Motion in favor of Respondent

Nothing in this arbitration decision prohibits or restricts the enrollee from discussing or reporting the underlying facts, results, terms and conditions of this decision to the Department of Managed Health Care.

DATED: July 19, 2018


Deborah Z. Wissley, Esq.

1 Deborah Wissley, Neutral Arbitrator
10061 Riverside Drive, #120
2 Toluca Lake, California 91602
3 (818) 642 - 2091

4 IN THE MATTER OF THE ARBITRATION BETWEEN:

6
7 Claimant,

8
9 and

10
11
12
13 Respondents.

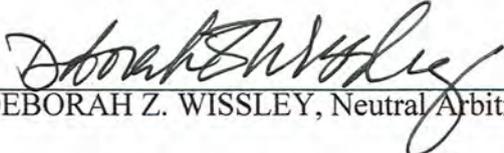
) ARBITRATION No. 16228

)
) RULINGS AND ORDER OF DISMISSAL,
) REVISED

14
15 Claimant's Motion for a stay of discovery is denied; no good cause shown.
16 Respondents' motion for terminating sanctions is granted; the above-captioned claim of
17 against , and
18 is hereby dismissed.

19 **Nothing in this arbitration decision prohibits or restricts the enrollee from discussing**
20 **or reporting the underlying facts, results, terms and conditions of this decision to the**
21 **Department of Managed Health Care".**

22 DATED: July 13, 2020

23
24 
25
26
27
28 DEBORAH Z. WISSLEY, Neutral Arbitrator