

**BEFORE THE APPEALS BOARD  
FOR THE  
KANSAS DIVISION OF WORKERS COMPENSATION**

**OLGA CISNEROS-MARTIN**

Claimant

VS.

**IBP, INC.**

Respondent

Self-Insured

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Docket No. 208,711

**ORDER**

Claimant appeals from a preliminary hearing Order entered by Administrative Law Judge Kenneth S. Johnson on January 29, 1997.

**ISSUES**

Claimant contends the Administrative Law Judge erred in failing to order additional medical treatment.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

After reviewing the record and considering the arguments, the Appeals Board concludes that the issues raised by claimant are not ones the Appeals Board has jurisdiction to review at this stage of the proceedings.

Neither the preliminary hearing nor the appeal address any of the jurisdictional issues identified in K.S.A. 1996 Supp. 44-534a. Respondent does not dispute the compensability of the accident or the timeliness of the notice or written claim. Respondent has provided medical treatment. The issue here is whether respondent should be obligated to provide additional medical treatment. That question is one clearly within the jurisdiction of the Administrative Law Judge and a decision on that issue is not subject to review at this stage of the proceedings.

**WHEREFORE**, it is the finding, decision, and order of the Appeals Board that this appeal should be dismissed and the Order of Administrative Law Judge Kenneth S. Johnson dated January 29, 1997, should remain in effect as originally entered.

**IT IS SO ORDERED.**

Dated this \_\_\_\_ day of April 1997.

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BOARD MEMBER

c: Stanley R. Ausemus, Emporia, KS  
Craig A. Posson, Dakota City, NE  
Kenneth S. Johnson, Administrative Law Judge  
Philip S. Harness, Director