

WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA

PATRICIA BUSH,)	
)	
Applicant,)	
)	
vs.)	No. ADJ16478526
)	
POMONA VALLEY HOSPITAL)	VOLUME I
MEDICAL CENTER, PSI ADMINISURE)	
INC.,)	
)	
Defendant.)	
_____)	

VIDEOCONFERENCE DEPOSITION OF PATRICIA DENISE BUSH

Monday, October 3, 2022
10:12 A.M. - 11:31 A.M.

REPORTED BY: BARBARA R. SWENGEL
CSR 7415, RPR

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WORKERS' COMPENSATION APPEALS BOARD
STATE OF CALIFORNIA

PATRICIA BUSH,)
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 Applicant,)
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 vs.) No. ADJ16478526
)
 POMONA VALLEY HOSPITAL)
 MEDICAL CENTER, PSI ADMINISURE)
 INC.,)
)
 Defendant.)
 _____)

Videoconference Deposition of
PATRICIA DENISE BUSH, VOLUME I, taken on behalf of
Defendant, commencing at 10:12 a.m., on Monday,
October 3, 2022, before Barbara R. Swengel, CSR 7415,
RPR, licensed by the State of California, pursuant to
Notice.

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REMOTE APPEARANCES OF COUNSEL:

For Applicant:

WORKERS DEFENDERS LAW GROUP
BY: NATALIA FOLEY, ESQ.
(Appearing remotely)
751 South Weir Canyon Road
Suite 157-455
Anaheim, California 92808
(714) 948-5054
nfoleylaw@gmail.com

For Defendant:

THE WHEATLEY FIRM
BY: PAULA BROWN HAYTON, ESQ.
(Appearing remotely)
14661 Franklin Avenue
Suite 100
Tustin, California 92780
(714) 665-4800
reception@wheatleylaw.com

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I N D E X

WITNESS	EXAMINATION
PATRICIA DENISE BUSH BY MS. HAYTON	5

E X H I B I T S
(NONE OFFERED.)

INFORMATION REQUESTED
Page 38, Line 3

QUESTION WITNESS INSTRUCTED NOT TO ANSWER
(NONE.)

1 CHINO HILLS, CALIFORNIA; MONDAY, OCTOBER 3, 2022

2 10:12 A.M.

3 -oOo-

4
5 PATRICIA DENISE BUSH,
6 having been first remotely administered the oath, was
7 deposed and testified as follows:

8
9 EXAMINATION

10 BY MS. HAYTON:

11 Q Good morning. My name is Paula Hayton. I
12 represent Pomona Valley Hospital in your workers'
13 compensation claim.

14 Can you please state your full name for the
15 record.

16 A Patricia Denise Bush.

17 Q And have you ever been known by any other
18 names?

19 A Patricia Denise Bush Simmons.

20 Q And when were you known by Patricia Denise Bush
21 Simmons?

22 A Back in 1985.

23 Q That's when it ended or began or just one year
24 of it?

25 A That's when it began.

1 **Q And then when did you stop -- drop the name**
2 **Simmons?**

3 A I believe it was 1996.

4 **Q Approximately?**

5 A Yes.

6 **Q And have you been known by any other names?**

7 A No.

8 **Q So Bush is your maiden name?**

9 A Bush is my -- Simmons -- yeah. Bush is my
10 maiden name. I'm sorry.

11 **Q Have you ever had your deposition taken before?**

12 A I had a deposition taken before over at
13 Southern California Hospital. I believe it was 2013.
14 I'm not for sure.

15 **Q And that's the only other deposition --**

16 A Yes.

17 **Q -- you've taken?**

18 **Did you spend some time today with your**
19 **attorney discussing this deposition?**

20 A Yeah.

21 **Q Approximately how long did you spend with your**
22 **attorney?**

23 A A little less than an hour.

24 **Q I may reiterate some of the things that your**
25 **attorney told you, but I want to make sure we're playing**

1 from the same ground rules before we start the
2 deposition.

3 The oath administered to you by the court
4 reporter is as binding as if we were in a court of law.
5 Specifically you have been sworn under penalty of
6 perjury. Knowingly making a false statement in order to
7 obtain workers' compensation benefits is a felony and it
8 can carry with it a monetary fine or a prison sentence.

9 Do you understand?

10 A Yes.

11 Q Please listen carefully to each question I ask.
12 If you don't understand it, you can ask me to clarify it
13 or rephrase it. I'm not here to trick you or trap you.
14 I'm just here to get the facts surrounding your workers'
15 compensation claim.

16 A Okay.

17 Q It's important that you answer yeses and noes,
18 not uh-huhs, huh-uhs, shrugs of the shoulders, nods of
19 the head. This is a verbal deposition, and the court
20 reporter is taking down every word we say here today.

21 It's also important that you allow me to finish
22 my questions, especially on Zoom, because it -- we do
23 seem to talk over each other more in Zoom than we do in
24 regular. And so it is very important that you allow me
25 to finish my questions and I allow you to finish your

1 answers because the court reporter is here taking down
2 every word, and we should be respectful of her
3 participation in today's proceedings.

4 At a later date the court reporter will put
5 everything into a booklet. You'll have the opportunity
6 to review that booklet and make any changes you deem
7 necessary.

8 I must warn you that myself or any other
9 attorney can comment upon those changes; therefore, it's
10 important that you give your best testimony today.

11 Is there any reason you cannot give your best
12 testimony today?

13 A No.

14 Q Have you had any medication in the last 24
15 hours?

16 A Yes.

17 Q And what medication have you had?

18 A I had my high blood pressure medication. I had
19 my -- my Vitamin D. I had my high cholesterol
20 medication. I had my mood stabilizer medication, and
21 last night I had my pain medication because both of my
22 knees was aching.

23 Q And do you know the name of the high blood
24 pressure medication you take?

25 A Oh, yes. I have both of them. One is Norvasc.

1 The other one is Lisinopril. The high blood pressure --
2 the high cholesterol is Lipitor. The mood stabilizer
3 is -- it's E-f-f-e-x-o-r, Effexor. Also I take a
4 aspirin, 81. And I also took -- take my Centrum, which
5 is a multivitamin.

6 **Q So on the Norvasc, who prescribes that**
7 **medication?**

8 A My primary doctor.

9 **Q And what is the name of your primary doctor?**

10 A Dr. Cheng.

11 **Q Chang -- did you say Chang, C-h-a-n-g?**

12 A No. It's -- he spells his name C-h-e-n-g. I'm
13 sorry.

14 **Q And where is Dr. Cheng located?**

15 A He's located in Chino Hills. He's affiliated
16 with Pomona Valley.

17 **Q And how long has he been your primary?**

18 A Over two years.

19 **Q How long have you been taking the Norvasc?**

20 A I've been taking the Norvasc since, I want to
21 say, 2005.

22 **Q And have you taken it daily since 2005?**

23 A Yes.

24 **Q And has the dosage changed at all since 2005?**

25 A Yes.

1 **Q And when did the dosage change?**

2 A He went up -- he -- I was taking -- when I
3 first got on it, it was ten milligram in 2005. When I
4 last seen him, he decided to -- to put the Norvasc down
5 to five milligram and also put the Lisinopril to five
6 milligram because Lisinopril, it doesn't affect the
7 kidneys.

8 **Q So you've gone down in dosage recently?**

9 A I got -- yes. And one -- one added.

10 **Q Oh, is -- and when did you start taking the**
11 **Lisinopril?**

12 A I -- when he went down on the Norvasc.

13 **Q Okay. At the last visit?**

14 A Yes.

15 **Q And who prescribes the Lipitor?**

16 A The same doctor.

17 **Q And how long have you been taking the Lipitor?**

18 A I've been taking Lipitor approximately -- since
19 2005 also.

20 **Q And has the dosage changed at all for the**
21 **Lipitor since 2005?**

22 A Yes. My recent doctor -- it was 20 milligram.
23 Now it's 40 milligram.

24 **Q And when did that occur?**

25 A Last time I seen my doctor.

1 **Q And the Effexor, who prescribes that?**

2 A My primary doctor, the same doctor.

3 **Q Dr. Cheng?**

4 A Yeah.

5 **Q How long have you been taking the Effexor?**

6 A I want to say -- approximately a year.

7 **Q And why was it prescribed?**

8 A It was prescribed because of my mood and
9 prescribed also because of the hot flashes.

10 **Q What pain medication are you taking?**

11 A Norco and ibuprofen.

12 **Q And how often do you take the Norco?**

13 A I take it when I'm being in severe pain.
14 Since -- you only take it if it's severe pain.

15 **Q So how frequently are you taking that
16 medication?**

17 A I'm taking it maybe twice a day.

18 **Q Who prescribes it?**

19 A My pain doctor.

20 **Q And what's the name of your pain doctor?**

21 A Dr. -- wait just a minute here. First name is
22 Daryl. Last name is C-a-r-i-n-g [verbatim].

23 **Q Can you do that one more time for me, please?**

24 A C-, as in cat, a-, as in apple, r-i-n-g
25 [verbatim].

1 **Q And how long -- how long have you been taking**
2 **the Norco?**

3 A For about two years now.

4 **Q Has the frequency -- how long have you been**
5 **taking it twice a day?**

6 A I've been taking it twice a day for about
7 maybe -- a half a year, maybe.

8 **Q And prior to the half a year, were you taking**
9 **it more or less?**

10 A Yes. More.

11 **Q So you've reduced the need for your pain**
12 **medication?**

13 A Well, one thing about it is the medication is
14 very addictive. So I'm not trying to get addicted to
15 it.

16 **Q And you said you also take ibuprofen?**

17 A Yes.

18 **Q And how often are you taking the ibuprofen?**

19 A Twice a day. Sometimes three times a day. It
20 depends on how severe the pain is.

21 **Q And how often are you taking it three times a**
22 **day?**

23 A Can you repeat the question?

24 **Q You said sometimes you take it three times a**
25 **day due to the increase in pain. So how frequently are**

1 **you taking it three times a day?**

2 A I would say maybe like every other day.

3 **Q And besides the Norvasc, the Lisinopril, the**
4 **Lipitor, the Effexor, the Norco, and the ibuprofen and**
5 **aspirin and your vitamins, have you taken any other**
6 **medications in the last 24 hours?**

7 A No.

8 **Q Do you have any other current prescriptions**
9 **that you haven't taken in the last 24 hours?**

10 A Yes.

11 **Q And what other prescriptions do you have?**

12 A If you could just wait a minute, please.

13 Okay. M-e-t-a-x-a-l-o-n-e, 800 milligrams.

14 **Q Is that the only medication that you haven't**
15 **taken in the last 24 hours?**

16 A I have another one.

17 **Q And what was the other one?**

18 A It's L-a-n-s-o-p-r-a-z-o-l-e, delayed release.
19 15 milligrams.

20 Okay. There's another one that I have not
21 taken within 24 hours. It is D-i-c-l-o-f-e-n-a-c,
22 dash, s-o-d, 75 milligrams.

23 Also there's one another one, which is the
24 ibuprofen cream. So it is N -- E-n-o-v-a-R-x, dash,
25 Ibuprofen.

1 **Q And who prescribes these four medications?**

2 A The -- my doctor, Dr. Haronian, the doctor that
3 I'm seeing for my --

4 **Q And why haven't you taken those medications in**
5 **the last 24 hours?**

6 A Because one of them is -- if you have -- if the
7 medication is making you have heartburn. So I hadn't
8 had any heartburn.

9 The other one is a cream. I usually use it
10 maybe once or twice a week if I don't take the ibuprofen
11 pill. So you can't double up on that, the ibuprofen
12 pill and the cream. So it's either one. I either do
13 the cream or I do the ibuprofen pill.

14 **Q And these are all prescribed by Dr. Haronian;**
15 **is that correct?**

16 A Yes -- not all the medications. The last four
17 that I gave you.

18 **Q Right. The last four.**

19 A Yes.

20 **Q Have you had any alcohol in the last 24 hours?**

21 A No, ma'am.

22 **Q Are you currently employed?**

23 A Yes.

24 **Q And who's your employer?**

25 A Pomona Valley Medical Center.

1 Q And how long have you worked there?

2 A Four years.

3 Q Do you have concurrent employment, meaning do
4 you work anywhere else other than Pomona Valley?

5 A I was working at this place called the BHUCC,
6 and that was a per diem job. So, no, I'm not working
7 there either anymore.

8 Q When is the last time -- the BHUCC, you said,
9 B-u-c-k?

10 A Yeah. It's called -- I'll tell you what it is.
11 Star View Behavioral Health, BHUCC.

12 Q And when did you work there?

13 A I worked there last month, two days a month.

14 Q And when did you start working there?

15 A Let's see. I don't know the exact date, but it
16 could have been, let's say, June.

17 Q Of 2022?

18 A Yes.

19 Q And you worked there two days a month in, like,
20 July and then two days in August and September?

21 A Yes. Yes. But I'm no longer working there.

22 Q Why?

23 A Huh?

24 Q Why?

25 A Because I just -- you know, I'm in too much

1 pain. You know, trying to work two jobs is just really
2 difficult right now on my knees.

3 **Q And when you were hired at Pomona Valley**
4 **Hospital, what was your position?**

5 A Licensed psych tech.

6 **Q And as a licensed psych tech, what were your**
7 **responsibilities?**

8 A My responsibilities is to pass medication,
9 documentation on the computer, take vital signs, do
10 therapeutic talking with the clients.

11 **Q And did you have a designated department? Were**
12 **you in the psych department?**

13 A No. I'm in the ER.

14 Also to assist with the ADLs, if they need
15 help.

16 **Q And you were hired in approximately 2018; is**
17 **that correct?**

18 A May 2018.

19 **Q So prior to November 10th, 2018, did you have**
20 **any problems doing your job duties?**

21 A No.

22 **Q What were your working -- or what -- yes.**
23 **Prior to November 2018, what were your working**
24 **hours?**

25 A 12-hour shifts.

1 **Q How many days a week?**

2 A Three.

3 **Q And was there overtime?**

4 A Yes.

5 **Q How frequently?**

6 A As much as you wanted, so I would do maybe like
7 two days of overtime -- two nights, should I say.

8 **Q Who was your supervisor?**

9 A There were several of them at night. One of
10 them was Holly.

11 **Q Do you know Holly's last name?**

12 A No.

13 **Q Any other supervisors that you recall?**

14 A Yes. Nina.

15 **Q And when you say "at night," did you work the
16 graveyard shift then?**

17 A Yes.

18 **Q And what were your earnings?**

19 A \$30 an hour.

20 **Q And what happened on November 10, 2018?**

21 A I clocked in for work. At this time we had ER
22 floor -- ER floor open, that they had -- they would have
23 psych patients there sitting in recliner chairs. I was
24 sitting down documenting some information because I had
25 to give a patient some medication for anxiety.

1 So when I got -- when I got up off the chair,
2 started walking towards the Omnicell, I fell not knowing
3 that there was a puddle of water there. There was no
4 sign there saying "Cautious wet."

5 **Q And when you fell, did you fall to the ground?**

6 A I fell to the ground.

7 **Q Did somebody witness your fall?**

8 A Yes.

9 **Q And who witnessed your fall?**

10 A The two -- the two security guards that was in
11 the -- in the room with us that was working that post
12 that particular hour.

13 **Q And do you recall their names?**

14 A No, I can't. One of them is no longer there,
15 but the other is there. They had to do a report
16 themselves.

17 **Q And what happened after you were on the ground?**

18 A So when I was on the ground, the two officers
19 helped me up. When I stood up, my knee was -- was
20 throbbing really bad and my shoulder. So I went to see
21 the ER doctor.

22 **Q And that would be your left knee and your left**
23 **shoulder?**

24 A Yes.

25 **Q And so you saw the ER doctor at Pomona Valley?**

1 A Yes.

2 Q And what kind of treatment did you receive?

3 A I received for me to go home and to ice it down
4 and then go to the -- to the urgent care the following
5 day.

6 Q Did you go to the urgent care the following
7 day?

8 A Yes, I did.

9 Q And what kind of treatment did you receive at
10 the urgent care?

11 A At the urgent care she kept me off of work I
12 think one more day and gave me a slip to return back to
13 work.

14 Q At that time did they do any diagnostic
15 testing, such as like an x-ray or anything of that
16 nature?

17 A Yes. They did a x-ray.

18 Q And were you prescribed any medication or any
19 sort of braces or anything like that?

20 A No, not from them at all.

21 Q Did you return to work?

22 A I returned to work, yes.

23 Q And did you continue treating for your
24 injuries?

25 A Not -- not under -- not under their care.

1 **Q And when did you -- after seeing the urgent**
2 **care, when did you next seek treatment?**

3 A I seeked treatment through Dr. Haronian. Right
4 away. I can't remember the date.

5 **Q And who referred you to Dr. Haronian?**

6 A My attorney.

7 **Q So you hired an attorney right away?**

8 A Yes, I did.

9 **Q And why?**

10 A Because I needed someone to help me out to
11 force legal status in the situation as far as me losing
12 my job or something.

13 **Q And what kind of treatment did Dr. Haronian**
14 **provide you?**

15 A He provided me with medication. He provided me
16 with physical therapy.

17 **Q And eventually did he recommend surgery?**

18 A Yeah. He -- he recommended that I needed
19 surgery.

20 **Q For both your left shoulder and your left knee;**
21 **is that correct?**

22 A Yes.

23 **Q Do you recall the kind of surgery you had for**
24 **your left shoulder?**

25 A I think -- I think it was microscopic.

1 **Q Did they work on your clavicle at all or was it**
2 **just your shoulder?**

3 A They worked on -- yeah. They worked all the
4 way down here.

5 **Q We can't see you at all. I'm sorry.**

6 A Oh, you can't? I'm sorry. Yes. Everything
7 that's connected to the shoulder --

8 **Q So did they --**

9 A -- was --

10 **Q Okay. You said they did microscopic surgery on**
11 **your shoulder. Where -- when did you go off of work?**

12 A For the shoulder?

13 **Q I -- I would assume for the fall.**

14 A Okay. I went off of work in July. I think it
15 was the end of July.

16 **Q Of 2019.**

17 **So from November of 2019 to July 2019, did you**
18 **continue working your usual and customary job duties?**

19 A No. I was taken off of -- I was taken off of
20 work, and they -- when I got a little bit better to try
21 to do some light duty, they didn't have light duty for
22 me.

23 **Q I have -- I have that you went off of work --**
24 **okay -- that you went off of work for the shoulder**
25 **surgery, but you are stating you went off of work prior**

1 to that?

2 A No. I went off -- I had the shoulder surgery
3 first --

4 Q Okay.

5 A -- which would have been July the 27th or the
6 29th or the 30th --

7 Q Right.

8 A -- when they did the shoulder.

9 Then after the shoulder, they decided they
10 needed to do one for the knee -- for the left knee,
11 which was done in December, on December 3rd, 2019.

12 Q Okay. So listen carefully to the question.

13 From November of 2018, when you had the
14 accident --

15 A Yes.

16 Q -- or the slip-and-fall to July of 2019, when
17 you had the surgery, did you continue working your usual
18 and customary job duties?

19 A No. I was off work.

20 Q I thought you said you went off of work for the
21 surgery. So you were off of work from November of 2018,
22 from the fall, all the way until July 2019?

23 A No, ma'am.

24 Listen, I did -- I was working all the way --
25 from November to July I was working. I was working --

1 from November to July I was working. I came off of work
2 the end of July for the shoulder surgery.

3 Q Okay. So were you working your usual and
4 customary job duties from November of 2018 --

5 A Yes.

6 Q -- until you had the shoulder surgery?

7 A Yes. Yes. In severe pain.

8 Q And when did you return to work after the knee
9 surgery?

10 A Returned to work after the knee surgery was in
11 November. November '21.

12 Q Of what year?

13 A '21.

14 Q So I have that you went off of disability
15 benefits on September -- on July 13th, 2021. You were
16 returned to -- returned to work in September of 2021,
17 but you did not return to work until November of 2021;
18 is that correct?

19 A It was September. It was. I went back to work
20 in September of '21. And when I -- yeah.
21 September '21. That's right.

22 Q And what were your earnings from July of 2021
23 to September of 2021?

24 A I was getting paid the -- when I was at work?

25 Q No. You were off of work, you said.

1 A I was getting workers' comp.

2 Q And when you returned to work in September of
3 2021, did you return to your regular job duties?

4 A Yes.

5 Q Who was your supervisor in September of 2021?

6 A Same two I gave you.

7 Q Did you continue to work three 12-hour shifts?

8 A Yes.

9 Q And did your job duties change at all in
10 September of 2021?

11 A No.

12 Q Did you have any problems doing your job duties
13 in September of 2021?

14 A Yes.

15 Q And what were your problems in September of
16 2021?

17 A When I would walk a long distance and when I
18 would sit down for a long period of time, my knee start
19 bothering me.

20 Q From September 2021 when you returned to work
21 until present, have you missed any time from work?

22 A Yes.

23 Q And when did you miss time from work?

24 A I can't remember, ma'am, the -- the date.

25 Q Is it just one day or was it a period of time?

1 A No. It wasn't a period. Most of the time it
2 would have been like two straight days in a row.

3 Q And did you call in sick?

4 A Yes.

5 Q And why would you call in sick?

6 A Because of the pain that was in my knee and the
7 pain that was in my shoulder radiating all the way down
8 to my back.

9 Q And you are stating that you had another
10 injury; is that correct?

11 A Yes. When I went back to work, I did.

12 Q And when was that?

13 A September -- it was either September 21st, when
14 I first went back or September the 22nd, the following
15 day.

16 Q So it was the first days you went back to
17 work --

18 A Yeah.

19 Q -- in September?

20 A Yes.

21 Q And what happened?

22 A I was sitting on a patient.

23 Q You were sitting on a patient?

24 A Yes, sitting on a patient. We monitor the
25 patient sitting right outside the patient's room. The

1 patient ran out of the room. When I stood up to -- to
2 try to stop the patient, she pushed me down on my right
3 side. She was trying to leave the hospital being on a
4 5150.

5 **Q And did anybody witness that accident?**

6 A Yes.

7 **Q And who witnessed it?**

8 A The security guard.

9 **Q And do you recall the name of the security**
10 **guard?**

11 A No, but I still see him at the hospital. He
12 still work there. I can get his name.

13 **Q And did they refer you for treatment?**

14 A Yes. Went to the ER doctor. The ER doctor
15 sent me home. They took x-rays. They said nothing was
16 broken. I went home. I iced -- put ice on it like they
17 told me to do. They also recommend if -- to take some
18 ibuprofen, 800 milligrams, which I had at home.

19 **Q Did you miss any time from work as a result of**
20 **this accident?**

21 A Yes. I called -- I had to call off a couple of
22 days.

23 **Q Did you report the accident to one of your**
24 **supervisors?**

25 A Yes.

1 **Q And what supervisor did you report it to?**

2 A I believe that it was Nina on that night. I'm
3 not for sure. But I did write up a right -- an incident
4 report.

5 **Q And you wrote up an incident report on the day**
6 **of the accident?**

7 A Yes.

8 **Q Have you continued to receive any treatment for**
9 **this accident?**

10 A I have not been able to receive -- I went to --
11 I went to an orthopedic doctor over in -- in West
12 Covina, and he gave me some -- he gave me a shot of
13 cortisone in -- in the knee.

14 **Q In the right knee?**

15 A In the right knee.

16 Also what happened, I went to go have an MRI
17 done also of the right knee.

18 **Q And where did you have the MRI done of the**
19 **right knee?**

20 A It was in Ontario. Yeah. It was in Ontario.

21 **Q Do you know the name of the facility?**

22 A Can you just hold on a bit? I can get it.

23 **Q Okay.**

24 MS. HAYTON: We can go off the record if
25 somebody wants to take a break.

1 Do you have any of this documentation,
2 Ms. Foley?

3 MS. FOLEY: I need to check. I don't remember
4 right at this moment.

5 MS. HAYTON: Thank you.

6 THE REPORTER: I'm going to go off the record.

7 (A recess was taken from
8 10:48 a.m. to 10:49 a.m.)

9 MS. HAYTON: We're back on the record.

10 **Q BY MS. HAYTON: Ms. Bush, we're going back on**
11 **the record. Please recall that you continue to remain**
12 **under penalty of perjury for this deposition.**

13 Do you understand?

14 A Yes.

15 **Q Thank you.**

16 **And you said you had a right -- right knee MRI;**
17 **is that correct?**

18 A Yes. It was Upland Radiology Medical Center.

19 **Q And when did you have that?**

20 A 7-11-22.

21 **Q And who requested it?**

22 A Dr. Zimmerman requested this one.

23 **Q Dr. who?**

24 A Zimmerman.

25 **Q And who is Dr. Zimmerman?**

1 A Dr. Zimmerman is my chiropractor. I'm going to
2 a chiropractor because I was in a accident on June 20 --
3 on June 2nd.

4 **Q And where is Dr. Zimmerman located?**

5 A He's located Diamond Bar.

6 **Q And did Dr. Zimmerman recommend any other MRIs?**

7 A He recommend -- he wanted this -- he didn't
8 have to. This -- this MRI that came back showing what
9 was going on with my right knee.

10 **Q Did he recommend any other MRI, such as a**
11 **cervical MRI or a lumbar MRI?**

12 A No.

13 This one here says it's -- I think they -- they
14 did it all at once. It says Grade III tear of the
15 posterior horn of the medial meniscus, and then it has
16 the horn in here too. Tear of the anterior horn of the
17 lateral meniscus. Mild patellar soft tissue swelling.

18 **Q So between November of 2021 and June of 2022,**
19 **when you started treating with Dr. Zimmerman, did you**
20 **receive any other treatment for your right knee?**

21 A No. I have not received anything.

22 **Q So you testified that you were involved in a**
23 **motor vehicle accident on June 2nd, 2022; is that**
24 **correct?**

25 A Yes, ma'am.

1 **Q** And you were treating with Dr. Zimmerman. Have
2 you seen any other doctors as a result of that motor
3 vehicle accident?

4 A I seen an orthopedic. He's in West Covina.

5 **Q** And what's his name?

6 A I -- I don't -- I don't have his card on me.

7 **Q** What parts of your -- what parts of your body
8 were injured in that motor vehicle accident?

9 A Everything just started coming back hurting,
10 the -- the left knee was. It came back severe hurting
11 and the right. And the right shoulder.

12 **Q** Were you the driver in that accident?

13 A Yes, I was.

14 **Q** And what happened?

15 A I was leaving out of the -- I was leaving out
16 of the store, the market, and this guy backed up and
17 rammed into me on my right side.

18 **Q** On the passenger side?

19 A Yes.

20 **Q** And have you hired an attorney for that
21 accident?

22 A Yes, I have.

23 **Q** And what is the name of the attorney you hired?

24 A Larry H. Parker.

25 **Q** Have you settled the claim?

1 A No.

2 **Q And you were treating with a chiropractor. How**
3 **often do you go to the chiropractor?**

4 A I started off going three days a week. Then it
5 dropped down to two days a week.

6 **Q Did you miss any time from work as a result of**
7 **the motor vehicle accident?**

8 A Yes, I did.

9 **Q And how much time did you miss from work as a**
10 **result of the motor vehicle accident?**

11 A For the accident -- when the accident happened,
12 I was already off of work. It was my off day. So I
13 missed like one day.

14 **Q And besides this motor vehicle accident, have**
15 **you been -- have you been involved in any other motor**
16 **vehicle accidents, either as a passenger or as a driver?**

17 A Yes. I can't remember when it was, but I know
18 I had been involved in one in the past.

19 **Q Do you know approximately when?**

20 A No.

21 **Q Have you sustained injuries as a result of any**
22 **other motor vehicle accidents?**

23 A Yes. I sustained a back -- a back injury.

24 **Q And you had prior workers' compensation claims;**
25 **correct?**

1 A Yes.

2 Q Was that your employer just prior to Pomona
3 Valley?

4 A It wasn't -- it wasn't -- it was before Pomona
5 Valley.

6 Q Right. Was it the employer right before Pomona
7 Valley?

8 A No.

9 Q So who did you work for prior to Pomona Valley?

10 A Corona Regional Medical Center.

11 Q And when did you work there?

12 A I started there February 15th, 2013.

13 Q And how long did you work there?

14 A Seven years.

15 Q So your employment overlapped with Pomona
16 Valley?

17 A I started in Pomona Valley in '18.

18 Q Correct. So --

19 A Right.

20 Q So if you worked there seven years, that would
21 have been until 2020; right?

22 A Yes.

23 Q So your employment with Corona Regional
24 overlapped --

25 A Yes.

1 Q -- with your employment at Pomona Valley; is
2 that correct?

3 A Yes.

4 Q Why did you leave Corona Regional?

5 A I left Corona Regional -- I really didn't leave
6 them. I had no other choice because they -- I was off
7 on workman's comp, and they said that that -- I
8 couldn't -- they only would hold my job for a year
9 because I didn't get -- I didn't get hurt on their job.
10 So they said I had to resign. And once I was able to --
11 you know, if I wanted to come back, it would be okay.

12 Q And what was your position at Corona Regional?

13 A LPT, licensed psych tech.

14 Q And did you ever sustain any injuries at Corona
15 Regional Medical Center?

16 A No.

17 Q And who was your supervisor?

18 A Cynthia Howard was my director of nurses.

19 Q Do you have plans of returning back to Corona
20 Regional Medical Center?

21 A I don't have any plans right now. I don't know
22 what the future holds for me.

23 Q And where did you work prior to Corona Regional
24 Medical Center?

25 A I believe at --

1 (Reporter clarification.)

2 **Q BY MS. HAYTON: I'm sorry. What?**

3 A Aurora Charter Oak Behavioral Health.

4 **Q And where are they located?**

5 A West -- they located in Covina.

6 **Q And how long did you work there?**

7 A I worked there for about -- maybe six months.

8 That's when I got the job over at Corona.

9 **Q That's when what?**

10 A That's when I -- I left there to go -- to go to
11 work for Corona.

12 **Q Did you sustain any injuries at Aurora Charter**
13 **Oak?**

14 A No.

15 **Q And where did you work prior to Aurora Charter**
16 **Oak?**

17 A Ma'am, I -- I can't remember right now.

18 **Q So when did you work for Southern California**
19 **Hospital?**

20 A I worked for Southern California Hospital --
21 was that -- 2017, I believe. '16, '17.

22 **Q So you worked for them prior to working at**
23 **Pomona Valley; is that correct?**

24 A Yes.

25 **Q And you worked for Southern California Hospital**

1 the same time you worked at Corona Regional Medical
2 Center; is that correct?

3 A I believe so, yes.

4 Q So when you worked at Southern California
5 Hospital, what was your position there?

6 A Licensed psych tech.

7 Q And did you sustain any injuries at Southern
8 California Hospital?

9 A Not physical. Mentally.

10 Q And how did you sustain an injury at Southern
11 California Hospital?

12 A Mentally they were stressing me. You know, I
13 was being -- I was really stressed there, working there.

14 Q And did you file a workers' compensation claim?

15 A Yes. I believe so. Yes.

16 Q And did you settle that with Southern
17 California Hospital?

18 A Yeah. Yes.

19 Q And how much did you receive?

20 A I believe \$10,000.

21 Q And where did you receive your medical
22 treatment for that workers' compensation claim?

23 A I received it in Pomona at a chiropractor.
24 Yeah.

25 Q So when you saw the chiropractor, what parts of

1 **the body were -- was he treating?**

2 A He was treating -- he was treating my back.
3 Because, you know, I was so stressed, my back was
4 tensing up.

5 And -- and then also I went to go see a
6 psychiatrist -- a psychologist over in Pomona and then
7 a -- I seen a psychiatrist and a psychologist.

8 **Q And did you see an orthopedic surgeon?**

9 A I don't believe so. I can't remember.

10 **Q Is that the only other workers' compensation**
11 **claim you filed?**

12 A In my lifetime?

13 **Q Yes.**

14 A No. I -- there was one filed for Reche Canyon
15 when one of the curtain bars hit me in the head.

16 **Q And what was the name of that employer? I'm**
17 **sorry.**

18 A Reche Canyon. Here.

19 **Q In what year was that?**

20 A I can't remember.

21 **Q You said Dr. Cheng is your current primary care**
22 **physician. Who was the primary care physician prior to**
23 **Dr. Cheng?**

24 A Dr. Mohead [verbatim], and she's in the same
25 office, but she went off on -- to have a baby.

1 **Q And how long was Dr. Mohead your primary care**
2 **physician?**

3 A She was just -- since I've been at Pomona
4 Valley.

5 **Q And who was your primary care physician when**
6 **you were at Corona Regional?**

7 A I can't remember.

8 **Q Who first provided you -- in 2005, who first**
9 **provided you high blood pressure medications?**

10 A The doctor where I was at in Corona.

11 **Q And you don't recall the name of the doctor?**

12 A The -- I can't remember her name. I know she
13 was over in Chino Hills.

14 **Q Do you know the name of the facility?**

15 A No. I -- no, I don't.

16 **Q Do you have any documentation at home to**
17 **reflect the name of the doctor?**

18 A No.

19 And I'll tell you, there was another doctor
20 that wanted to keep me on that medication. And I was --
21 and that was in Diamond Bar. I don't -- I don't know --
22 I don't have it right now. I don't have it in front of
23 me right now. I would have to dig it up.

24 MS. HAYTON: Counsel, can we stipulate to place
25 a blank in the record to allow the applicant to provide

1 that documentation or information at the time of her --

2 MS. FOLEY: So stipulated. Yeah. Sure.

3 (INFORMATION REQUESTED: _____
4 _____.)

5 THE WITNESS: And this is the medication --
6 which medication?

7 Q BY MS. HAYTON: The Lipitor, the -- the high
8 blood pressure medication, the high cholesterol
9 medication that you indicated that you started receiving
10 in 2005.

11 Other than the two surgeries as a result of
12 this workers' compensation claim, have you been admitted
13 into a hospital for any reason in the last ten years?

14 A No.

15 Q Other than the times that you've been seen in
16 the emergency room for these injuries, have you been
17 seen in an emergency room in the last ten years?

18 A Only over at Pomona Valley with these injuries.

19 Q Other than these two incidents at Pomona
20 Valley, have you sustained any injuries as a result of
21 other slip-and-falls?

22 A No.

23 Q And do you have continuing complaints today as
24 a result of these injuries?

25 A Do I have -- can you repeat that, please?

1 Q Uh-huh. Do you have continuing complaints
2 today as a result of these injuries?

3 A Yes, I do.

4 Q And what parts of your body do you have
5 complaints to?

6 A I have complaints of my knees, my shoulder. My
7 pressure -- my high blood pressure collects weight. It
8 goes up real high. My hip hurts. You know, I have
9 lower back pain. Sometimes my gait is unsteady. You
10 know, my eyes, my stomach. You know, I -- the pain is
11 so severe sometimes -- if I try to eat something, you
12 know, I vomit it right up.

13 Q So what kind of pain do you currently have with
14 regards to your left knee?

15 A I have severe pain.

16 Q On a scale of zero to 10, with zero being no
17 pain and 10 being excruciating pain, what would you
18 average the pain in your left knee?

19 A The first day is a 10.

20 Q After the surgery, did you have any reduction
21 in your pain?

22 A Yes, I did.

23 Q And when did it start getting worse?

24 A It started getting worse, I'll say, about maybe
25 a month after the surgery.

1 **Q And how was the pain when you returned to work**
2 **in September of 2021?**

3 A It was around about a 7 -- between a 6 and a 7.

4 **Q And did you discuss that with Dr. Mouradian?**

5 A Yes, I did.

6 **Q Did you feel capable of returning to full**
7 **duties in 2000 -- in September 2021?**

8 A Yes.

9 **Q Even at a 6 or a 7 level of pain?**

10 A Yes. I wanted to go back to see if -- you
11 know, if I can -- if I can work.

12 **Q And when did it start increasing again after**
13 **your return to work?**

14 A I'll say about maybe -- when I say a week,
15 that -- at the end of my three days. So about a week,
16 once I was back into work, I noticed it was starting to
17 swell a little bit more, and -- and the pain was going
18 up higher.

19 So I went out and I bought a sleeve to go on it
20 thinking that maybe that would keep it in place. And
21 it -- it worked for a little while, but the pain -- the
22 pain has never went away.

23 **Q And what kind of treatment are you currently**
24 **receiving for your left knee?**

25 A Just the medications I'm on, the -- when I go

1 and see -- see Dr. Haronian, he'll try to get me that --
2 that shot, that cortisone shot which he -- you know, you
3 only can get that, I think, every six months or what
4 have you. He has to try to get authorization for that.

5 **Q Are you having any problems doing your job**
6 **duties now?**

7 A I'm in a lot of pain now, yes, but I get it
8 done.

9 **Q Do you have complaints with regards to your**
10 **right knee?**

11 A Yes. Same thing. Swollen. It aches. It
12 pops. Sometime it --

13 (Technical interference;
14 reporter clarification.)

15 THE WITNESS: It's the pain -- I get --
16 sometimes it gives out.

17 **Q BY MS. HAYTON: And on that scale of zero to**
18 **10, what would you average the pain to be?**

19 A 9.

20 **Q And did the pain increase as a result of that**
21 **motor vehicle accident?**

22 A Yes.

23 **Q And how much did it increase as a result of**
24 **that motor vehicle accident?**

25 A I would say probably about 30 percent. 20 or

1 30 percent.

2 **Q Did you have an MRI on the right knee prior to**
3 **that motor vehicle accident?**

4 A No. I did not have an MRI -- no. I didn't
5 have one. I reported it to my attorney, what had
6 happened and let her go from there.

7 **Q You said you have problems with regards to your**
8 **shoulder. Is that your left shoulder?**

9 A Yes. And also the right one was bothering me
10 at -- during the accident. But, yes, my left shoulder
11 is bothering me, yes.

12 **Q And how often do you have pain in your left**
13 **shoulder?**

14 A Every day.

15 **Q And how long does it last?**

16 A I'd say it will last maybe about -- lately
17 about an hour.

18 **Q And does anything specific trigger the pain?**

19 A Well, I -- I can't lift all the way over to get
20 things out of my kitchen cabinet. So I have to -- I
21 have to have my niece to come to bring things down for
22 me. So lifting above my head -- I can't get in the
23 shower because once the water hit it, it started making
24 it ache.

25 **Q And on that scale of zero to 10, where would**

1 **you average the pain to be in your shoulder?**

2 A A 9.

3 **Q So it's as bad as your right knee?**

4 A They're running neck to neck.

5 **Q And when you returned to work, where would you**
6 **have averaged the pain in September 2021?**

7 A My shoulder, it was -- I could say it was
8 probably around about -- about a 5.

9 **Q And what do you believe has caused it to**
10 **increase that much?**

11 A I -- I don't know. I'm not a doctor, so I
12 don't know. But only thing I know is, you know, it
13 had -- like I said, it was -- it had went down to like a
14 5 -- a 5. And now it's just -- I told the doctor last
15 week, you know, the pain is -- is starting to be back
16 severe like it was before he went in -- into it.

17 **Q Did the motor vehicle accident increase the**
18 **pain in your left shoulder?**

19 A Well, I was still having pain before that
20 accident in the left shoulder.

21 **Q The question was did the motor vehicle accident**
22 **increase the pain in your left shoulder?**

23 A I don't know, ma'am. I -- I can't say that.

24 **Q Were you taken to a hospital as a result of**
25 **that motor vehicle accident?**

1 A Not in -- no. I took myself to the hospital.

2 Q And what hospital did you go to for that motor
3 vehicle accident?

4 A I went to -- who did I see? I went to the
5 emergency room over at Pomona Valley.

6 Q And that was in June 2022?

7 A Yes, ma'am.

8 Q And you indicated your high blood pressure is
9 fluctuating?

10 A Yes.

11 Q When did that start?

12 A That started when -- when I fell over at Pomona
13 Valley.

14 Q When you what? You failed?

15 A When I fell at Pomona Valley, my blood pressure
16 start going up because of the pain.

17 I have to use the restroom.

18 Q Okay. We can take a break.

19 A Okay. Thank you.

20 MS. HAYTON: We'll go off the record. Ten
21 minutes?

22 THE REPORTER: Sounds good.

23 MS. HAYTON: Sounds good. I'll be back in ten
24 minutes.

25 ///

1 (A recess was taken from
2 11:15 a.m. to 11:30 a.m.)

3 MS. HAYTON: We'll go back on the record.

4 Let the record reflect that the parties had an
5 off the record conversation, that the applicant does not
6 feel well enough to proceed with today's proceedings;
7 that the parties have agreed to continue the matter to a
8 mutually agreed date.

9 We will go ahead and relieve the court reporter
10 of her duties pursuant to the Code of Civil Procedure.

11 That the original of this proceeding be
12 forwarded to the applicant.

13 That the applicant review the original, make
14 any changes she deems necessary, and sign it under
15 penalty of perjury.

16 That the defense be made aware of any changes
17 within 45 days of receipt.

18 And if the original is unavailable at the time
19 of trial, a certified copy can be used in lieu of.

20 MS. FOLEY: That's so stipulated.

21 MS. HAYTON: Okay.

22 (The deposition concluded at 11:31 a.m.)
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DECLARATION UNDER PENALTY OF PERJURY

I, the undersigned, say I have read the foregoing deposition and declare under penalty of perjury that the foregoing is true and correct.

Executed this ____ day of _____,
20____, at _____, _____.
(City) (State)

PATRICIA DENISE BUSH

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REPORTER'S CERTIFICATE

I, BARBARA R. SWENGEL, CSR 7415, a Certified Shorthand Reporter within and for the State of California, do hereby declare:

That pursuant to 2093(b) CCP, I administered the oath to the deponent remotely;

That the foregoing deposition was taken remotely before me at the time set forth and was taken down by me in shorthand and thereafter transcribed into typewriting under my direction and supervision;

That the foregoing deposition is a full, true, and correct transcript of my shorthand notes so taken.

I further declare that I am neither counsel for nor related to any of the parties to said action nor in any way interested in the outcome thereof.

I declare under penalty of perjury this 18th day of October, 2022, that the foregoing is true and correct to the best of my ability.



BARBARA R. SWENGEL, RPR, CSR 7415

1 CASE NAME: _____

2 WITNESS NAME: _____

3 DATE TAKEN: _____

4 TRANSCRIPT ERRATA SHEET

5 The reasons for making changes are as follows:

- 6 1. To clarify the record;
- 7 2. To conform to the facts;
- 8 3. To correct major transcription errors.

	PAGE	LINE	CORRECTION & REASON
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