

# Mississippi Workers' Compensation Commission

1428 Lakeland Drive / Post Office Box 5300

Jackson, Mississippi 39296-5300

<http://www.mwcc.state.ms.us>

Phone: 601-987-4200

Toll Free: 866-473-6922



Liles Williams, Chairman  
John R. Junkin, Commissioner  
Debra Gibbs, Commissioner

Ray Minor, Executive Director

## **ATTENTION**

### **RE: SETTLEMENT HEARINGS WITH UNREPRESENTED CLAIMANTS**

NO TELEPHONE INTERVIEW OF AN UNREPRESENTED CLAIMANT WILL BE CONDUCTED AS PART OF THE SETTLEMENT APPROVAL PROCESS WITHOUT PRIOR PERMISSION FROM A COMMISSIONER OR JUDGE. THIS APPLIES TO COMPROMISE AND/OR THIRD PARTY SETTLEMENTS. IF PERMISSION FOR A TELEPHONE INTERVIEW OF THE CLAIMANT IS GIVEN, AN APPOINTMENT MUST BE MADE IN ADVANCE WITH THE COMMISSIONER OR JUDGE WHO WILL CONDUCT THE INTERVIEW. IT IS THE RESPONSIBILITY OF THE ATTORNEY(S) REPRESENTING THE EMPLOYER AND/OR CARRIER(S) TO COMPLY WITH THE ABOVE BEFORE PRESENTING A SETTLEMENT TO A COMMISSIONER OR JUDGE.

### **MWCC PROCEDURAL RULE 15 STATES, IN PART, AS FOLLOWS:**

In all section 71-3-29 compromise settlements and section 71-3-71 third party settlements, where the claimant is physically able, it shall be the responsibility of the employer or insurer to make the claimant available, along with the legal representative of the employer or insurer, at the office of the Commission in Jackson, Mississippi, or at some other designated location, on a day set by the Commission or Judge; provided, however, that where minors and incompetents are concerned, or where the claimant is represented by counsel, claimant's presence will not be required; and provided further that all expenses incurred in transporting the claimant from his home to the designated location shall be paid by the employer or insurer.

**NOTE: Mere unwillingness or inconvenience on the part of the Claimant to appear in person should not be considered as justification for request of a telephone interview.**

June 2011