

SENATOR ABOUD: If there's...if there's...compensability is denied if the employer...if the employer states I don't feel that there was no accident on the workplace,...

SENATOR LANDIS: Okay.

SENATOR ABOUD: ...the employer states that there was no injury,...

SENATOR LANDIS: Uh-huh.

SENATOR ABOUD: ...that the injury did not arise out of the employment...

SENATOR LANDIS: Okay.

SENATOR ABOUD: ...of the employee, or the injury was not in the course of employment.

SENATOR LANDIS: Okay.

SENATOR ABOUD: And that's what the term "denial of compensability" (interruption).

SENATOR LANDIS: By the way, I agree with those sets of situations. In other words, the employee says my injury is your responsibility and the employer says, no, either there is no injury, there was no accident, or if there was, it didn't arise out of the employment or in the course of employment, I'm not going to pay you a dime.

SENATOR ABOUD: That's correct.

SENATOR LANDIS: Okay. Now we also have got to understand what is not a denial of compensability, because sometimes they will say, well, wait a second, I'm not sure whether we owe you money or not, we've got to get some more information, we need some more reports. In the event that they say...if they make a request for additional information by an insurance company, is the request for additional information a denial of compensability?

SENATOR ABOUD: No.

SENATOR LANDIS: Okay. If there is an agreement that there was