

Frequently Asked Questions: Attorneys



UCWCP

Union Construction Workers' Compensation Program
Administered by Wilson-McShane Corporation
www.ucwcp.com

1. I have a dispute, what do I do?

- a. Contact the Program's Dispute Resolution Coordinator at agascoigne@wilson-mcshane.com

2. How do I confirm jurisdiction under the UCWCP?

- a. Contact Program staff at ucwcp@wilson-mcshane.com
- b. For more information, reference Rule 2 of the [Program's Rules and Regulations](#)

3. How do I request Facilitation?

- a. Complete the [Request for Facilitation Form](#) and submit it to the Dispute Resolution Coordinator at agascoigne@wilson-mcshane.com

4. What do I do if a claim petition is filed with the Department of Labor and Industry on a Program claim?

- a. Contact the filing party and request the claim petition be withdrawn
- b. Request facilitation through the Program by submitting the [Request for Facilitation Form](#)

5. How do I toll the statute of limitations?

- a. Reference Rule 2.3 of the [Program's Rules and Regulations](#)

6. The parties have agreed to mediate, what's next?

- a. Contact the Program to request mediation and submit the completed [Request for Mediation Form](#)
- b. Select a mediator from the Program's [Mediator/Arbitrator Panel](#)

7. The parties have reached settlement, what are the next steps under the Program?

- a. Submit the fully executed Stipulation for Settlement and any exhibits to the Program's Dispute Resolution Coordinator, Ames Gascoigne, at agascoigne@wilson-mcshane.com for review, approval and issuance of the Award

8. How is an arbitrator selected under the Program?

- a. See Rule 4.1 of the [Program's Rules and Regulations](#) for selection process

9. Can I appeal the Arbitrator's Finding and Order?

- a. See Rule 6.5 of the [Program's Rules and Regulations](#)

10. How are interventions handled under the Program?

- a. Notice to potential Intervenors will reference and include a copy of the [Program's Rules and Regulations](#), and inform potential Intervenors that all filings for intervention shall be with the Program and provide the Program's address (3001 Metro Drive, Suite 500, Bloomington, MN 55420)
- b. Motions for interventions and any objections shall be filed with the Program
- c. Reference Rule 11 of the [Program's Rules and Regulations](#) for additional information

11. Are Independent Medical Exams (IME's) allowed under the Program?

- a. No. See Rule 9 of the [Program's Rules and Regulations](#) regarding the neutral physician exam process
- b. Under the Program, you can [request a Dispute Resolution Exam](#)



12. Who can request a Dispute Resolution Exam (DRE)?

- a. Any party to the claim can request a DRE. Submit the [DRE Request Form](#) to the Program via email to agascoigne@wilson-mcshane.com

13. How is the physician selected for a Dispute Resolution Exam (DRE)?

- a. A neutral physician examine is scheduled by the Program, after consulting with the parties, to determine the health care specialty and level of review needed
- b. For a list of the Program's neutral physicians, please reference the [Neutral Physician Examiner Panel](#)

14. What if I'm disputing the findings of the Dispute Resolution Exam report?

- a. Please request assistance from the Dispute Resolution Coordinator, Ames Gascoigne, at agascoigne@wilson-mcshane.com

15. What if a Qualified Rehabilitation Consultant (QRC) on a claim is not on the approved panel?

- a. QRC's must be on our approved [Exclusive Rehabilitation Panel](#)
- b. If a QRC is placed on a claim that is not on the panel, the claim needs to be moved to an approved QRC