

Automobile Injury Compensation Appeal Commission

**IN THE MATTER OF an Appeal by [The Appellant]
AICAC File No.: AC-06-68**

PANEL: Ms Yvonne Tavares

APPEARANCES: The Appellant [text deleted] was not present at the appeal hearing;
Manitoba Public Insurance Corporation ('MPIC') was represented by Ms Leanne Zabudsky.

HEARING DATE: December 16, 2009

ISSUE(S): Entitlement to reimbursement of physiotherapy and chiropractic treatment.

RELEVANT SECTIONS: Section 136(1)(a) of The Manitoba Public Insurance Corporation Act ('MPIC Act').

AICAC NOTE: THIS DECISION HAS BEEN EDITED TO PROTECT THE APPELLANT'S PRIVACY AND TO KEEP PERSONAL INFORMATION CONFIDENTIAL. REFERENCES TO THE APPELLANT'S PERSONAL HEALTH INFORMATION AND OTHER PERSONAL, IDENTIFYING INFORMATION HAVE BEEN REMOVED.

Reasons For Decision

The Appellant [text deleted] is appealing the Internal Review Decision dated February 13, 2006 with regards to her entitlement to reimbursement of physiotherapy and chiropractic treatments beyond July 27, 2005. The appeal hearing was held on December 16, 2009. The Appellant did not attend the hearing in person, but did provide a written submission dated December 15, 2009 by e-mail to the Commission in support of her appeal.

Upon a consideration of the totality of the evidence before it, the Commission finds that the Appellant has not established, on a balance of probabilities, that further chiropractic treatments

or physiotherapy treatments were medically required beyond July 27, 2005 in order to treat her motor vehicle accident-related injuries. The Commission finds that the medical evidence on the Appellant's file does not establish an ongoing entitlement to reimbursement of either chiropractic treatments or physiotherapy treatments beyond July 27, 2005. As a result, the Appellant's appeal is dismissed and the Internal Review Decision dated February 13, 2006 is confirmed.

Dated at Winnipeg this 30th day of December, 2009.

YVONNE TAVARES