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Evidence

Robert Young v. American Airlines/Sedgwick, 39 Fla. L. Weekly
D51 (Fla. 1st DCA December 31, 2013)

In a prior appeal, the court reversed the JCC's denial of PTD benefits. The court instructed the JCC to enter an order awarding PTD benefits based upon uncontroverted medical opinions, unless the JCC was not persuaded by those opinions. On remand, the JCC entered an order denying PTD benefits on the basis that he was not persuaded by the medical opinions.

In this appeal, the Claimant argued, and the court agreed, that the JCC failed to provide any valid reason for rejecting uncontroverted medical opinions, such as flawed medical history, inherent illogic, incredibility, or any other basis to suggest the doctor's opinions were unreliable. The JCC's decision was reversed with instruction to award PTD benefits.