

STATE OF NEW YORK - WORKERS' COMPENSATION BOARD
OFFICE OF GENERAL COUNSEL
CONFIDENTIAL LEGAL COMMUNICATION

To: Chair, Vice Chair and Board Members

From: Quinn Rapp-Ellis, General Counsel

Date: September 1, 2026

Subject: Office of General Counsel Report for September 2026 Board Meeting

Below is a statistical analysis for August 2026 of the workflow of the three divisions of the Office of Issue Resolution, within the Office of General Counsel, responsible for deciding cases. This report summarizes the number of hearings held in the Adjudication Division, the number of reviews handled by the Administrative Review Division (ARD), and the number of applications for Full Board Review (FBR) processed by the Legal Affairs Division.

ADJUDICATION DIVISION

Hearings Held:	16,197 (Attachment A)
Cases Resolved at Hearing:	10,398
Continued w/Findings:	5,367
Continued w/o Findings:	104
Reserve Decisions:	315

Pre-Hearing Conferences:	1,465 (Attachment B)
Controverted Cases Established/ Resolved at PHC:	830

Waiver Agreements Finalized:	2,091 (Attachment C)
By Hearing:	1,302
By PD-32:	789

ADMINISTRATIVE REVIEW DIVISION (ARD)

ARD Applications Received:	929 (Attachment D)
ARD Applications Processed:	930
ARD Applications Pending:	7,358

Note: In August, ARD processed more cases than it received. The inventory decreased from 7,380 to 7,358 cases. As of September 1, 2026, 56% of review applications were processed within six months of the application date (Attachment E). The most common issue presented for review in August was Rates/Awards (185 cases). See Attachment F for a summary of review outcomes by primary issue.

LEGAL AFFAIRS DIVISION

FBR Applications Received:	89
FBR Applications Processed:	111
FBR Case Inventory:	225

Note: The Legal Affairs Division processed more applications than it received this past month. The 225 case inventory pending at the end of August is down from the 247 case inventory pending at the end of July.