

**RULES, PROCEDURE, FORMS,  
WORKMEN'S COMPENSATION,  
INSURANCE AND SAFETY ACT,  
EFFECTIVE JANUARY 1, 1914**

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Rules, Procedure, Forms, Workmen's Compensation, Insurance and Safety Act, effective  
january 1, 1914 by Industrial Accident Commission California

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**INDUSTRIAL ACCIDENT COMMISSION CALIFORNIA**

**RULES, PROCEDURE, FORMS,  
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INSURANCE AND SAFETY ACT,  
EFFECTIVE JANUARY 1, 1914**



California

INDUSTRIAL ACCIDENT COMMISSION  
OF CALIFORNIA

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Insurance and  
Safety Act

(Effective January 1, 1914)



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If in doubt regarding any portion of the Workmen's Compensation, Insurance and Safety Act (Chapter 176, Laws 1913) or the proper method of procedure under the same, do not hesitate to communicate with the Industrial Accident Commission of California, and the needed information will be promptly and cheerfully furnished.

**INDUSTRIAL ACCIDENT COMMISSION  
OF CALIFORNIA.**

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## Rules of Practice and Procedure of the Industrial Accident Commission of California.

The following rules shall go into immediate effect under the provisions of Chapter 176 of the Laws of 1913, and shall govern in any matter or proceeding relating to the administration of said act by the Industrial Accident Commission; provided, the Commission may later amend or abrogate any of said rules when deemed necessary or expedient in the administration of said act.

### I.

#### PLEADINGS.

The only pleadings recognized by the Commission are an Application and an Answer. The party filing the Application shall be known as the applicant and the adverse party shall be known as the defendant.

1. APPLICATION.—The Application shall contain the names of all parties and shall state the general nature of any dispute or controversy, together with the facts in connection therewith, in support of any right or liability arising out of or incident to such dispute or controversy. Forms will be furnished by the Commission upon request. A copy of said Application, together with a "Notice of Filing of Application" and a "Notice of the Time and Place of Hearing" thereof, shall forthwith be served by the Secretary of the Commission upon all adverse parties, and a copy of the "Notice of the Time and Place of Hearing" shall also be served upon the applicant.

2. **ANSWER.**—The Answer, if any, of the defendant must be filed within five days after the service of the Application upon any such defendant, and shall set forth the facts upon which he intends to rely by way of defense. A copy of such Answer must be served forthwith by such defendant upon all adverse parties. The Answer must contain denials or admissions of every material statement in the Application.

3. **AMENDMENTS.**—Both the Application and the Answer may be amended at any time before an award is made, upon such terms as the Commission may order.

## II.

### **SERVICE OF PLEADINGS AND NOTICES AND PROOF THEREOF.**

Any pleading, notice or document may be served either by delivering to and leaving with the person to be served a copy thereof or by mailing to such person a copy thereof in a sealed envelope, with the postage thereon fully prepaid, addressed to such person at his last known place of business or residence. Personal service, if made, must be made by a person over the age of eighteen years.

Proof of service may be made by the affidavit or oral testimony of the party making such service.

In addition to the above, service and proof of service may be made in any manner provided by the Code of Civil Procedure of this State.

## III.

### **HEARINGS.**

Hearings shall be held at the time and place fixed by the notice of the Commission, and such hearing may be adjourned, postponed or continued from time to time and from place to place in the discre-

tion of the Commission. The Commission may, with or without notice to any party, cause an investigation to be made and testimony to be taken in connection therewith.

IV.

**EVIDENCE.**

The Commission, or any Commissioner or Referee appointed by the Commission, shall direct the order of proof in any hearing or rehearing, and shall not be bound by technical rules of evidence. In making its award the Commission may take into consideration any fact or facts brought to its attention by inspections, investigations or examinations made by it or under its direction.

V.

**STIPULATION.**

Any stipulation provided for by section 24 (b) may be made either before or in the course of any hearing. Record thereof shall be made and such stipulation shall be binding upon the parties thereto.

VI.

**JOINDER OF PARTIES.**

All persons may be joined as applicants in whom any right to any relief in respect of or arising out of the same transaction or series of transactions is alleged to exist.

All persons may be joined as defendants against whom the right to any relief is alleged to exist.

The Commission will of its own motion order the joinder of any additional party or parties when it deems their presence necessary for the full determination of any matter pending before it, and will substitute an insurance carrier in place of the