



Republic of the Philippines
DEPARTMENT OF LABOR AND EMPLOYMENT
EMPLOYEES' COMPENSATION COMMISSION
4th& 5th Floors, ECC Building, 355 Sen. Gil J. Puyat Avenue, City of Makati

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Ika-29 ng Mayo 2017

G. RANIE Y. SABANGAN

No. 3E-3G, Evangelista St., San Bartolome
Novaliches, Quezon City
SM-19620-0417-17

Mahal naming **G. SABANGAN**:

Ito po ay may kinalalaman sa inyong kahilingang benepisyong sa ilalim ng Employees' Compensation Law (P.D. 626, as amended).

Nais po naming ipabatid sa inyo na noong ika-11 ng Mayo 2017, nagkaroon po ng desisyon ang tanggapanang ito na pagbigyan ang inyong kahilingan. Ang SSS na lamang po ang magbibigay ng inyong karampatang benepisyong.

Mangyari lang po na ipag-bigay-alam ninyo sa aming tanggapan kung natanggap na po ninyo ang inyong kaukulang benepisyong sa loob ng tatlong (30) araw matapos po ninyong tanggapin ang kopya ng desisyon.

Maraming salamat po.

Lubos na sumasainyo,


STELLA ZIPAGAN-BANAWIS
Executive Director



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May 29, 2017

ELISA T. BAROQUE, M.D.
Department Manager III
Medical Operation Department
SOCIAL SECURITY SYSTEM
East Ave., Diliman, Quezon City

Dear **Dr. BAROQUE**:

We are transmitting herewith the entire record of the case of:

RANIE Y. SABANGAN vs. SSS
ECC CASE No. SM-19620-0417-17

The decision in the above-entitled case is a **REVERSAL** of the decision of the System and the same is accordingly transmitted to that office for enforcement. Pursuant to Article 182 (a) of P.D. 626 as amended, all awards granted by the Commission in cases appealed from the decisions of the System shall be effected "**within fifteen (15) days from receipt of notice thereof.**"

This case was resolved through Board Resolution (BR) No. 17-05-19 dated May 11, 2017.

Very truly yours,


STELLA ZIPAGAN-BANAWIS
Executive Director

cf:

BRENDA P. VIOLA, MD
OIC – Medical Services Division
Social Security System (SSS)
East Ave., Diliman, Quezon City

Mr. RANIE Y. SABANGAN
No. 3E-3G, Evangelista St., San Bartolome
Novaliches, Quezon City
SM-19620-0417-17



RANIE Y. SABANGAN,
Appellant,

-versus-

ECC CASE No. SM-19620-0417-17

SOCIAL SECURITY SYSTEM (SSS),
Appellee.

x-----x

D E C I S I O N

This appeal seeks to review the Resolution No. 2016-E 0022 of the Social Security System-Medical Claims Review Committee (SSS-MedCRC), dated March 13, 2017, denying appellant's claim for disability benefits, under the Employees' Compensation Law (P.D. No. 626, as amended), due to Tinea Corporis, back; Eczematoid Dermatitis, right lower leg.

Between February 1993 and September 2015, the appellant Ranie Y. Sabangan (SSS No. 07-3217360-3), 37 years old at the time of the filing of the claim and a resident of Bagumbayan, Kalookan City, was employed as Able-Bodied Seaman, on an intermittent basis, of Philippine Transmarine Carriers, Inc., Makati City. He had his last sea-trip from December 30, 2014, until September 12, 2015.

During the time of his contract, the appellant was responsible for the following:

1. Generally performs duties as watch-keeper in at port or at sea;
2. Assists in carrying out plans in loading, unloading, stowage of cargo and other cargo related activities aboard ship and protection of marine environment under the supervision of duty officer;
3. Assists in mooring, unmooring and anchoring operations;
4. Acts as helmsman during maneuvering or anytime as required;
5. Performs normal deck maintenance work;
6. Assists in the preparation of the vessel for loading;
7. Assists in the maintenance and protection of cargo during voyage, if required;
8. Performs other duties as directed by superior;

9. Generally performs duties as watch-standers and may be required to supervise day work of junior rating;
10. Stands watch at bow or on wing of bridge to look for obstructions in path of vessel;
11. Measures depth of water in shallow or unfamiliar waters, using leadline, and telephones or shouts information to bridge;
12. Stands watch at bow or on wing of bridge to look for obstructions in path of vessel;
13. Steers ship by automatic/remote control or manual control and/or uses emergency steering apparatus to steer vessel as directed by navigating officer, chief mate or the ship's captain;
14. Breaks out rigs, overhauls and stows cargo-handling gears, stationary rigging, and running gears;
15. Overhauls lifeboats, winch, and falls;
16. Paints and chips rust on deck and superstructure of the ship;
17. Must hold AB certificate;
18. Paints and chips rust on deck and superstructure of the ship;
19. Must hold AB Certificate;
20. Must hold tanker certificate when working aboard vessels carrying liquid cargoes;
21. Responsible for the maintenance of ship's gears and decks or watch duties; Acts as skilled deckhand on various repairs and maintenance works on deck;
22. Performs other deck works as required by superior officer.

In the course of his employment as Able-Bodied Seaman, the appellant was deployed onboard Bulk Carrier vessels. Before he embarked on his next contract, the appellant underwent pre-employment physical examination on December 2, 2014. He was declared fit for duty.

On August 21, 2015, the appellant experienced itchiness and pain on his right leg and back area which progressed to blister formation and puritic lesions. He was diagnosed to be suffering from Tinea Corporis (Back); Eczematoid Dermatitis, right lower leg. Medical records further reveal that he contracted his skin disease due to "cement contact." On September 12, 2015, he was repatriated to the Philippines for further medical treatment.

The appellant filed claims for SSS sickness benefits and EC disability benefits due to his skin disease before the SSS J.P. Rizal Makati-2 Branch (Branch). The Branch approved the grant of SSS sickness benefits for 15 days but denied the claim for EC disability benefits on the ground of no causal relationship.

On September 27, 2016, the appellant wrote a letter to the SSS Main Office requesting for reconsideration of the denial of his claim for EC disability benefits. In the said letter, the appellant alleges that he contracted his skin disease due to exposure to toxic chemicals in cleaning the cargo hold.

On March 13, 2017, the SSS-MedCRC sustained the denial through Resolution No. 2016-E 0022 reasoning that:

“...not considered work-connected since there was no history of exposure to chemical agents.”

On April 7, 2017, the Secretariat received the records of the case from the SSS for review purposes. On May 5, 2017, this case was submitted to the Technical Review Committee (Committee) for initial deliberation. The Committee decided to elevate this case to the Commission with a recommendation to grant EC disability benefits to the appellant on the basis of “increased-risk” theory. The Committee believes that there is reasonable probability that the appellant’s exposure to occupational irritants and/or allergens while onboard a vessel caused the manifestation of his skin disease.

The appeal is meritorious.

Article 173 (formerly Art. 167) paragraph (1) of Presidential Decree (P.D.) No. 626, as amended, defines sickness as "any illness definitely accepted as an occupational disease listed by the Commission, or any illness caused by employment subject to proof that the risk of contracting the same is increased by working conditions." Section 1 (b), Rule III, of the Rules Implementing P.D. No. 626, as amended, provides that “for the sickness and the resulting disability or death to be compensable, the sickness must be the result of an occupational disease included under Annex “A” of these Rules (Amended Rules on Employees’ Compensation) with the conditions set therein satisfied; otherwise, proof must be shown that the risk of contracting the disease is increased by the working conditions.”

Medical findings provide the etiology of Contact Dermatitis in this manner, to wit:

Contact Dermatitis

- “Caused by skin contact with external substances ...
- “A contact irritant dermatitis is a chemical (or physical) agent capable of causing cell damage (cytotoxic) if applied to the skin for sufficient time and in sufficient concentration...
- “The principal occupational irritants may be grouped broadly into soaps and detergents, alkalis and acids, metalworking fluids (cutting oils), organic solvents, petroleum products, oxidizing, agents, reducing agents, animal and plant products, and physical factors such as friction and low-relative humidity as well as desiccant powders.
- “Common high-risk occupations for chronic irritant dermatitis are catering, cleaning, construction, hairdressing, horticulture and floristry, metalworking, nursing, painting, printing, and vehicle maintenance and repair.
- “A contact allergen (or contact sensitizer) after penetrating the barrier layer of the skin is chemically reactive enough to provoke delayed, cell-mediated or type IV allergy...
- “Sensitization may be induced after only one contact, or after many contacts over a prolonged period...
- “Occupationally, it is often induced after a few months of repeated contact, though sometimes it can occur after many years of well tolerated contact, as with chromate sensitization in bricklayers.
- “Several thousand contact allergens are now recognized. Chromates, epoxy resins and hardeners, (meth) acrylates, formaldehyde and formaldehyde-releasers, other biocides (preservatives) and plants and woods are common occupational allergens.
- “High-risk occupations include chemical and pharmaceutical, manufacture, construction, dyeing, electronics, hairdressing, and tanning.”

Reference:

Hunter's Diseases of Occupations, 9th Edition, pp. 726-731

In denying the claim, the SSS states that “*the appellant has no history of exposure to chemical agents.*” In several cases, the Supreme Court has emphasized that the degree of proof required under the Employees’ Compensation Law (P.D. No. 626, as amended) is merely substantial evidence which means “*such relevant evidence as a reasonable mind might accept as adequate to support a conclusion*” (Salalima v. ECC and SSS, G.R. No. 14630, May 20, 2004). The Supreme Court further held that “*probability and not ultimate degree of certainty is the test of proof in compensation proceedings*” (GSIS v. Cuanang, G.R. No. 158846, June 3, 2004).

In this case, the appellant was deployed as Able-Bodied Seaman in a Bulk Carrier vessel. The SSS may have failed to consider that the said vessel carries, among others, toxic substances, allergens, and irritants which, in turn, could have caused the manifestation of the skin disease of the appellant. As illustrated in the following:

- “Bulk carriers are type of ship which transports cargoes in bulk quantities. The cargo transported in such ships is loose cargo, i.e., without any specific packaging to it and generally contain items like food grains, ores and coals and even cement....
- “In addition to carrying dry cargo like the ones specified above, a bulker is also engaged at time to carry liquefied cargoes. The liquefied cargo carried by the bulk ship includes oil, petrol and various other liquid chemical substances.”

Reference:

Marine Insight News Network.

www.marineinsight.com/types-of-ships/what-are-bulk-carrier-ships

Further, medical records reveal that the appellant may have contracted his skin disease due to cement contact. Medical findings reveal the causal relationship between cement contact and irritant eczema in this manner, to wit:

- “Risk factors for cement eczema were studied among workers employed in the Danish construction industry xxx Allergic cement eczema was found to have a greater extent of involvement than irritant cement eczema...”

Reference:

Avnstorp C., Contact Dermatitis Journal, 1991 August 25 92; 81-8

In the similar case of *Ricardo A. Paquibot v. SSS* (SM-19348-1103-14, December 9, 2014), this Commission held that:

“...among the hazards in a cargo vessel involve exposure to toxic substances xxx the working conditions of the appellant involve exposure to toxic substances that are considered as skin irritants. The situation here strengthens the probability of work-connection in view of the medical findings buttressed by scientific evidence that:

“Organic and inorganic chemicals are the major source of hazards to the skin. Hundreds of new agents enter the work-environment each year and many of these will cause cutaneous injury by acting as primary skin irritants or allergic sensitizers. It has been estimated that 75% of the occupational dermatitis are caused by primary irritant chemicals...”

Reference:

Encyclopedia of Occupational Health and Safety, 4th Edition, Volume I, p. 12.5: Occupational Skin Disease

In view of the reasonable probability of the appellant's exposure to allergens and irritants during loading and unloading operations in the Bulk Carrier vessel, the possibility of the manifestation of Eczema or Dermatitis on his back and legs is not remote.

WHEREFORE, the appealed MedCRC Resolution is hereby **REVERSED** and the SSS is ordered to grant the corresponding EC disability benefits to the appellant in accordance with law plus reimbursement of out of pocket expenses of the appellant due to Eczema or Dermatitis subject to the limitations prescribed by the Commission.

SO ORDERED.

CITY OF MAKATI,
May 11, 2017.



BOARD RESOLUTION NO. 17-05-19

Approving the Recommendations of the Technical Review Committee (TRC) on Ten (10) EC Appealed Cases from the SSS and Five (4) EC Appealed Cases from the GSIS

WHEREAS, Article 186 (formerly 180) of P.D. No. 626, as amended, partly provides:

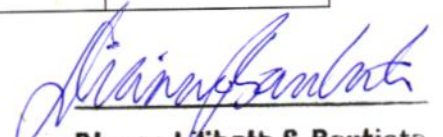
"ART. 186. Settlement of Claims.- The System shall have original and exclusive jurisdiction to settle any dispute arising from this Title with respect to coverage, entitlement to benefits, collection and payment of contributions and penalties thereon, or any other matter related thereto, subject to appeal to the Commission..." (emphasis supplied)

WHEREAS, on May 5, 2017, the Technical Review Committee (TRC) has deliberated on the following EC appealed cases from the SSS and the GSIS:

I. SSS (Legal and Medical Cases)

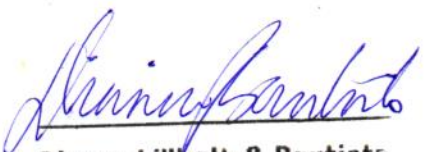
<i>Title of the Case/ Nature of Appeal</i>	<i>TRC Recommendation</i>	<i>End of 20 working days PCT</i>
<p>I.1. AVILES, Edralyn P. vs. SSS</p> <p>SL-19613-0417- 17</p> <p>Nature of claim: <i>disability benefits due to Fracture Open 2nd and 3rd Metatarsals with extensive tendon transections, right foot, avulsed wound, left-leg secondary to vehicular accident</i></p> <p>Occupation of the</p>	<p>For Award</p> <p>Basis for award: Company sponsored activity; The act of the appellant in riding a tricycle in proceeding to the venue of the company outing does not fall under notorious negligence</p>	<p>May 18, 2017</p>

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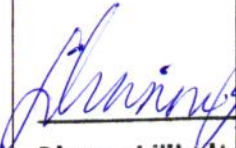

Dianne Lilibeth S. Bautista
 Board Secretary III

<i>Title of the Case/ Nature of Appeal</i>	<i>TRC Recommendation</i>	<i>End of 20 working days PCT</i>
covered member: Production Operator (Testech, Incorporated)		
<p>I.2. ABELLA, Christian N. vs. SSS</p> <p>SL-19614-0417- 17</p> <p>Nature of claim: disability benefits due to Multiple Fractures, right leg, contusion, laceration, and abrasion</p> <p>Occupation of the covered member: Delivery Driver (Pilipinas Messerve)</p>	<p style="text-align: center;">For Denial</p> <p>Reason for denial: Notorious negligence (reckless driving); the appellant was driving at a high-speed when his motorcycle collided with another vehicle.</p>	<p style="text-align: center;">May 18, 2017</p>
<p>I.3. AGULTO, Lorenzo B. vs. SSS</p> <p>SL-19615-0415- 17</p> <p>Nature of claim: disability benefits due to Pelvic Fracture</p> <p>Occupation of the covered member: Security Guard (Tamaraw Security Service, Inc.)</p>	<p style="text-align: center;">For Award</p> <p>Basis for award: Bunk-house rule; the appellant was allowed to stay in his work-place; he fell from a tree while he was in the act of picking mango fruits; the tree was located within the vicinity of the premises of the employer</p>	<p style="text-align: center;">May 18, 2017</p>

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**Dianne Lilibeth S. Bautista
Board Secretary III**

<i>Title of the Case/ Nature of Appeal</i>	<i>TRC Recommendation</i>	<i>End of 20 working days PCT</i>
<p>I.4. PIOQUID, Andy B. vs. SSS</p> <p>SL-19616-0417-17</p> <p>Nature of claim: disability benefits due to Acromioclavicular Joint Repair, right</p> <p>Occupation of the covered member: Mess Man (Wilhemsen-Smith Bell Manning, Inc.)</p>	<p style="text-align: center;">For Denial</p> <p>Reason for denial: Seamen covered by the eight-hour work-rule; the appellant was off-duty onboard a vessel when he accidentally slipped on a wet door mat while he was about to enter his cabin door; no substantial evidence showing that he was performing any act related to his duty prior to the said incident.</p>	<p style="text-align: center;">May 18, 2017</p>
<p>I.5. YET, Jennifer R. vs. SSS</p> <p>SM-19598-0314-17</p> <p>Nature of claim: disability benefits due to Typhoid Fever; Hyponatremia; Hypokalemia; Heat Stroke</p> <p>Occupation of the Covered Member: Information Officer (Camarines Norte Electric Cooperative, Inc. [CANORECO])</p>	<p style="text-align: center;">For Modification</p> <p>A. For denial-</p> <p><i>Typhoid Fever-</i></p> <p>Reason for Denial: no causal relationship; no substantial evidence showing that she ingested contaminated food or water in the course of her employment</p> <p>B. For award-</p> <p><i>Heat Stroke; Hypokalemia; Hyponatremia-</i></p> <p>Basis for Award: the working conditions, exhaustion of the appellant due to extreme heat, in particular, caused the manifestation of the said ailments</p>	<p style="text-align: center;">May 15, 2017</p> <p style="text-align: right;">CERTIFIED TRUE COPY</p> <p style="text-align: right;"> Dianne Lilibeth S. Bautista Board Secretary III</p>
<p>1.6. CALICA, Florante H. vs. SSS</p> <p>SM-19617-</p>	<p style="text-align: center;">For Denial</p> <p>Reason for denial: no causal relationship; non-satisfaction of any of the conditions for compensability of Musculoskeletal</p>	<p style="text-align: center;">May 18, 2017</p>

Title of the Case/ Nature of Appeal	TRC Recommendation	End of 20 working days PCT
<p>0417-17</p> <p>Nature of claim: disability benefits due to Degenerative Osteoarthritis, both knees, radiculopathy, both lower extremities</p> <p>Occupation of the Covered Member: Mechanic 1/C (Philex Mining Corp)</p>	<p>Disorders and Hearing Loss; there is no substantial evidence showing that the working conditions of the appellant entailed lifting and/or carrying of heavy objects; neither there is showing that he sustained injury or trauma on his spine or extremities and ears in the course of his employment</p>	
<p>I.7.RAGUDO, Teresita Flordeliz M. vs. SSS</p> <p>SM-19619- 0417-17</p> <p><i>Nature of claim: additional EC disability benefits due to Acute Traumatic Dental Injuries on Anterior Teeth Nos. 11, 21, and 22; Dental Extrusion, Intrusion, Enamel and Crown Fracture</i></p> <p>Occupation of the Covered Member: Finance and Human Resource Officer (INA Research Philippines, Inc.)</p>	<p>For Denial</p> <p>Reason for denial: non-satisfaction of any disabling conditions on the face, teeth, tonque and palate under the EC Schedule of Compensation</p>	<p>May 18, 2017</p> <p>CERTIFIED TRUE COPY</p>


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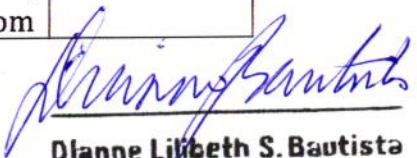
<i>Title of the Case/ Nature of Appeal</i>	<i>TRC Recommendation</i>	<i>End of 20 working days PCT</i>
<p>I.8. SABANGAN, Ranie Y. vs. SSS</p> <p>SM-19620- 0417-17</p> <p><i>Nature of claim: disability benefits due to Tinea Corporis (Back) & Eczematoid Dermatitis, right lower leg</i></p> <p>Occupation of the Covered Member: Able-Bodied Seaman (Philippine Transmarine Carriers, Inc.)</p>	<p><i>For Award</i></p> <p><i>Basis for award: increased-risk theory; the appellant's exposure to occupational irritants and/or allergens while onboard a vessel caused the manifestation of his skin disease</i></p>	<p><i>May 18, 2017</i></p>
<p>1.9. MARTINEZ, Ma. Helen M. vs. SSS</p> <p>Dante M. Martinez- deceased</p> <p>SM-19621- 0417-17</p> <p><i>Nature of claim: death benefits due to Aneurysm</i></p> <p>Occupation of the Covered Member: Branch Manager (Stronghold Insurance Co.)</p>	<p><i>For Denial</i></p> <p><i>Reason for denial: no causal relationship; non-satisfaction of any of the conditions for compensability of CVA</i></p>	<p><i>May 18, 2017</i></p> <p>CERTIFIED TRUE COPY</p>  <p>Dianne Lilibeth S. Bautista Board Secretary III</p>
<p>1.10. RAMOS, Jeffrey O. vs. SSS</p>	<p><i>For Modification</i></p> <p>A. For denial-</p>	<p><i>May 18, 2017</i></p>

Title of the Case/ Nature of Appeal	TRC Recommendation	End of 20 working days PCT
<p>SM-19622-0417-17</p> <p><i>Nature of claim:</i> disability benefits due to Medial Meniscal Tear, left knee; Patellar Tendinitis; Hyperuricemia</p> <p>Occupation of the Covered Member: Commis I/Baker (Philippine Transmarine Carrier, Inc.)</p>	<p><i>Hyperuricemia-</i></p> <p>Reason for Denial: no causal relationship; the risk factor, increased production or decreased excretion of uric acid or a combination of the two processes, is not related to the working condition of the appellant as COMMIS I/Baker</p> <p>B. For award-</p> <p><i>Medial Meniscal Tear, left-knee; Patellar Tendinitis-</i></p> <p>Basis for Award: the working conditions of the appellant, which entailed repeated standing and running-up and down in the galley and repetitive use of the knee tendon and cartilage, increased his risk of contracting the claimed ailment.</p>	

II. GSIS (Legal and Medical Cases)

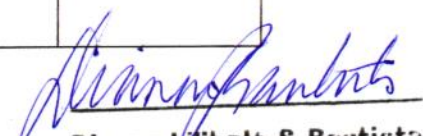
Title of the Case/ Nature of Appeal	TRC Recommendation	End of 20 working days PCT
<p>II.1. ARAGONES, Eduardo A. vs. GSIS</p> <p>GL-19629-0502-17</p> <p><i>Nature of claim:</i> disability benefits due to blindness in his left-eye</p> <p>Occupation of the</p>	<p>For Award</p> <p>Basis for award: claim filed within the three-year prescriptive period; blindness complication of the shrapnel wound sustained by the appellant during a military operation against the rebels in 1980; on the basis of the ruling of the Supreme Court in the case of Sanico v. ECC that <i>"the prescriptive period should be reckoned from the time the employee lost his earning capacity,"</i> the reckoning period should have been commenced on April 10, 1997 when the appellant was discharged from</p>	<p>May 30, 2017</p>

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Board Secretary III

<p>covered member: Soldier (Staff Sergeant [SSgt.-PA])</p>	<p>the military service due to his eye-illness. Thus, when the appellant filed his claim on April 15, 1997, the claim was filed within the three year prescriptive period.</p>	
<p>II.2. DELA CRUZ, Clarita P. vs. GSIS</p> <p>GL-19610- 0417-17</p> <p>Nature of claim: disability benefits due to Harada's Disease, both eyes; Psuedophakia, both eyes; S/P PE with PICOL, right eye</p> <p>Occupation of the covered member: Public Services Foreman (MMDA)</p>	<p style="text-align: center;"><i>For Denial</i></p> <p>Reason for denial: Prescription; filing of claim beyond the three-year prescriptive period; the appellant retired due to her eye illness in 2008 but she filed her claim only in 2013.</p>	<p style="text-align: center;"><i>May 18, 2017</i></p>
<p>II.3. GENTEROY, Lina B. vs. GSIS</p> <p>GM-19612-0417- 17</p> <p>Nature of claim: disability benefits due to Cerebrovascular Disease, intracerebral bleed</p> <p>Occupation of the covered member: Day Care Worker I (City Social Services Office, City Government of Calamba)</p>	<p style="text-align: center;"><i>For Denial</i></p> <p>Reason for denial: No causal relationship; non-satisfaction of any of the conditions for compensability of Cerebrovascular Accident (CVA)</p>	<p style="text-align: center;"><i>May 18, 2017</i></p> <p style="text-align: right;">CERTIFIED TRUE COPY</p>


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Board Secretary III

<p>II.4. GARONG, Allan M. vs. GSIS</p> <p>GM-19623-0417-17</p> <p>Nature of claim: disability benefits due to Glossopharyngeal Neuralgia; Ossified Posterior Longitudinal Ligament; Otagia; Epicondylitis; Epicondyle Bursitis; Laryngophaygeal Reflux; Pharyngitis; Uncontrolled Bowel Movements; Spondylosis; Throat pains; Eye pain</p> <p>Occupation of the covered member: Supervising Legal Staff Officer II (House of Representatives)</p>	<p style="text-align: center;">For Denial</p> <p>Reason for denial: no causal relationship; the risk factors of the following claimed ailments are not related to the working conditions of the appellant:</p> <ol style="list-style-type: none"> 1. Glossopharyngeal or Vagoglossopharyngeal Neuralgia-caused by infectious, inflammatory or neoplastic processes although the real cause is not yet determined. 2. Ossified Posterior Longitudinal Ligament-degenerative disease. 3. Otagia- external otitis, otitis media, mastoiditis, and auricular infections. 4. Epicondylitis-ailment of the wrist associated with blue collar worker; 5. Epicondyle Bursitis- the major bursae are located adjacent to the tendons near the large joints such as shoulders, elbows, hips, and knees. A bursa can become inflamed from injury, infection (rare in the shoulder), or due to an underlying rheumatic condition. 6. Laryngophaygeal Reflux; -due to physical or lifestyle causes; physical causes include malfunctioning or abnormal lower esophageal sphincter muscle, hiatal hernia, abnormal esophageal contractions, and slow emptying of the stomach; lifestyle factors include diet (chocolate, citrus, fatty foods, spices), habits (over-eating, alcohol, and tobacco abuse) and pregnancy. 7. Pharyngitis-infection or irritation of the pharynx and/or tonsils. The etiology is usually infectious, with most cases being of viral origin; other causes include allergy, trauma, toxins, and neoplasia. 8. Uncontrolled Bowel Movements-constipation, fecal impaction (lump of stool 	<p style="text-align: right;">May 18, 2017</p> <p style="text-align: right;">CERTIFIED TRUE COPY</p>
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Dianne Lilbeth S. Bautista
 Board Secretary III

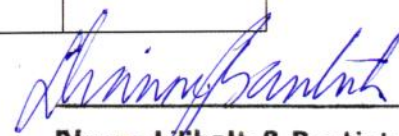
that partly blocks the large intestine), long-term taxative use, colectomy or bowel surgery, emotional problems, gynecological, prostate, or rectal surgery, injury to the anal muscles due to childbirth (in women), nerve or muscle damage (due to injury, tumor or radiation), severe diarrhea, severe hemorrhoids, and stress of being in an unfamiliar environment.

9. Eye pain- allergies, eyelid inflammation, blocked tear duct, cyst in the eyelid, cluster headache, contact lens problem, corneal abrasion, dry eyes, outwardly turned eyelid, inwardly turned eyelid, foreign object in the eye, glaucoma, injury, inflammation of the colored part of the eye, inflammation of the cornea, inflammation of the optic nerve, conjunctivitis, inflammation of the white part of the eye, inflammation of the middle layer of the eye.

References:

1. *Current Neurosurgical Management of Glossopharyngeal Neuralgia and Technical for Microvascular Decompression Surgery; Rey-Dios, MD, et.al., Neurosurg Focus 2013; 34(3); c8 [http://www.medscape.com /view article/780441](http://www.medscape.com/viewarticle/780441);*
2. *Ossification of the posterior longitudinal ligament; Smith ZA MD, et.al.; Neurosurg Focus. 2011; 303 (3) e10; http://Medscape.com/viewarticle/739292_4*
3. *Otalgia; Li, JC, MD, et.al., updated, Sept. 18, 2015; <http://emedicine.medscape.com /article/845173-overview#a5>;*
4. *Lateral Epicondylitis; Walrod, BJ md, et.al.: updated, March 20, 2016; <http://emedicine.medscape.com/article/96969-clinical#showall>;*
5. *Bursitis; Driver, BD, MD, et.al.; 10/25/2016; http://www.emedicine health.com/bursitis/article-em.htm#what_is_bursitis;*

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	<p>6. <i>Pharyngitis; Acerra, JR, MD, et.al.; updated, April 17, 2017; http://emedicine.medscape.com/article/764304-clinical;</i></p> <p>7. <i>Laryngopharyngeal Reflux; Position Statement of the Committee on Speech, Voice and Swallowing Disorders of the American Academy of Otorhynology- Head and Neck Surgery; Koufman, JA MD, et.al., 2002; Otolaryngology- Head and Neck Surgery; http://journals.sagepub.com/doi/full/10.1067mhn.2002.125760; http://www.entnet.org/content/gerd and lpr;</i></p> <p>8. <i>http://www.mayoclinic.org/symptoms/eye-pain/basics/causes/sym-20050744;</i></p> <p>9. <i>Bowel Incontinence: Lehrer, JK, MD.et.al.; 12/32014;http://medlineplus.gov/ency/article/003135.htm;</i></p> <p>10. <i>Walker-Bone, Karen, et.al. "Occupation and Epicondylitis: A Population Based Study. "Rheumatology 9Oxford, England) 51.2 (2012): 305-310.PMC, Web, 4 May 2017</i></p>	
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WHEREAS, considering that this Commission is mandated to resolved EC appealed cases within the period of 20 working days, the abovementioned EC appealed cases are deemed resolved on the date of start of routing, or on May 10, 2017, by the Secretariat of this Resolution to the other members of the Commission for purposes of compliance with the prescribed 20 working day PCT;

ON THE BASIS OF THE CONCURRENCE OF THE MEMBERS OF THE COMMISSION

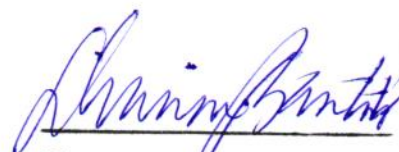
This Commission **RESOLVES AS IT HEREBY RESOLVED** that the recommendations of the TRC in the abovementioned cases be approved:

RESOLVED FURTHER, that the entire original records of the following cases;

I. SSS (Legal and Medical Cases)

1. **AVILES, Edralyn P. vs. SSS (SL-19613-0417-17);**

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Board Secretary III**

- 2. **AGULTO, Lorenzo B. vs. SSS (SL-19615-0417-17);**
- 3. **YET, Jennifer R. vs. SSS (SM-19598-0314-17);**
- 4. **SABANGAN, Ranie Y. vs. SSS (SM-19620-0417-17);**
- 5. **RAMOS, Jeffrey O. vs. SSS (SM-19622-0417-17)**

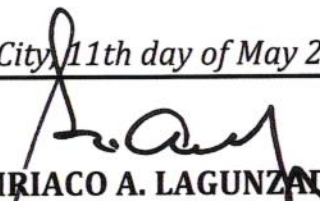
II. GSIS (Legal Case)

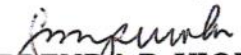
- 1. **ARAGONES, Eduardo A. vs. GSIS (GL-19629-0502-17)**


be remanded to the SSS and to the GSIS for enforcement of Decisions of this Commission on the abovementioned cases ordering the SSS and the GSIS to grant EC benefits to the appellants;

RESOLVED FINALLY, that the SSS and the GSIS be duly furnished with copies of this Resolution and Decisions on the abovementioned cases for compliance and for guidance purposes.

APPROVED, in Makati City, 11th day of May 2017.



CIRIACO A. LAGUNZA III
 Chairperson-Alternate
 Department of Labor and Employment


BRENDA P. VIOLA
 Member-Designate
 Social Security System


DIONISIO C. EBDANE, JR.
 Member-Designate
 Government Service Insurance System


CARLITO P. ROBLE
 Member
 Employees' Sector

VACANT
 (In Transition)
 Member-Designate
 Philippine Health Insurance Corporation


STELLA ZIPAGAN-BANAWIS
 Member
 Employees' Compensation Commission - Secretariat **CERTIFIED TRUE COPY**


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 Board Secretary III