

MS/02

Riccardo Gresta

22/04/2022

Adult Social Care
Blue Badge Service
St Marys House
52 St Leonards Road
East Sussex
BN21 3UU

Your reference (My ID no.):

Subject: Disagreement and appeal against the decision on the renewal of the Blue Badge application.

Dear Sir/Madam,

thanks for your letter dated 14 April 2022, informing me with your decision not to renew my Blue Badge.

After reading your letter very carefully, I am forced to appeal your decision. The reasons stated by Mrs Heid Young in your letter are evidence that this is not related to my renewal application.

Therefore, I appeal your decision as follows: i renew:

1. You: You are currently waiting for medical assessment / treatment and your mobility may improve afterwards.
My Reply: There is evidence that all my medical evidences have not been taken into account. This evidences show that my condition since 2016 has always steadily worsened, and clearly stated by several professionals that they are permanent. As provided during my assessment in St. Marys House, I provided a new appointment letter with MSK as routine check, which I attach with this letter. 12/04/2022
2. You: Your symptoms present as intermittent in nature.
My Reply: As all my presented documentation demonstrates, my symptoms are permanent, and the pain and effects increase or spread with the effort made. Effects and pains are variable and unpredictable.
3. You: You are able to work more than 30 metres.
My Reply: During my assessment in St. Marys House, I did not walk more than 30 metres in once. I can walk up 15 metres and take rest, repeat for further 10 metres and rest, as I did on my assessment date. But this was stated also in my medical evidence already in your hands.
4. You: The manner in which you walk does not affect you to extent necessary in order to meet the current Department for Transport guidelines.
My Reply: As I met above guidelines on my first application, it is difficult not meet again, after conditions worsened over the years for this renewal. This is futher evidence that my medical evidence have not be assessed.

5. You: We acknowledge that you do experience pain when mobilising, however, your pain levels do not affect you when you are walking to the extent necessary in order to meet the current Department for Transport guidelines.
My Reply: Thank you for this statement, which relieves me of any responsibility of any kind, in case I could cause accidents of any kind due to my conditions. It is evident that you have not taken into account what is stated in the medical documentation, which states that some efforts such as walking can cause high level pain, balance loss, both legs blocked, etc.
6. You: The effort of walking does not cause an immediate danger to your health.
My Reply: Thank you for this statement, which relieves me of any responsibility of any kind, in case I could cause accidents of any kind due to my conditions. It is evident that you have not taken into account what is stated in the medical documentation, which states that some efforts such as walking can cause high level pain, balance loss, both legs blocked, etc.

(A1) Since there is evidence that the decision regarding my renewal was made on documentation and reasons not related to my application, it would be necessary for another Issuing Office to review my application. However to avoid any delay I appeal against the decision dated 14/04/2022 and I enclose the letter of the last medical examination with a specialist. B

Best Regards

Riccardo Gresta

P.S.: Just in case, I am to notify you that I will not able to produce again all previous medical evidences attached for my application. X

MSJ03

Brighton and Sussex
University Hospitals
NHS Trust

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Trust Patient ID: 4024153
NHS no: 707 664 0376

Assessment private and confidential

19/04/2022

Who it may concern

Assessed Mr riccardo Gresta DOB: 28-3-1977

[REDACTED]

Following referral from Sussex MSK of 12 April 2022

Introduction, Mr. Gresta has been suffering from back pain since August 2016, from his records, I note that his condition has steadily worsened, and all treatments or therapies have not produced any relief or improvement.

On examination, there was a lot of functional overlay and functional weakness which was present on pretty well all movements of the legs and distraction showed this to be variable. Reflex and muscle power are weak in both legs. In the upper limbs, he has absent sensorial touching. Mr R. Gresta is not able to walk more than 15/20 meters in once, and he is in high level pain and risk to loss balance to increase or repeat walking effort. Other symptoms are hugly variable and unpredictable.

Opinion and management, , There is evidence the health conditions are cause by organic I degenerative spine disease, there is clearly a lot of functional overlay. Currently there is any treatment, management or surgery that can improve his conditions.

Conclusion, Mr Gresta's conditions are ascertained as permanent and subject to further deterioration over time. Due to the nature of its highly variable and unpredictable symptoms and effects, which if manifested with adequate intensity we cannot exclude an immediate danger to your health.

To avoid further stress to Mr Gresta there is any need for further follow up.

Angus Anderson
Independent Consultant neurologist