

SPECIAL MEETING OF THE  
OKLAHOMA WORKERS' COMPENSATION  
COMMISSION

~APPEALS~

Friday February 17, 2017  
9:00 a.m.  
Commission Chambers  
1915 N. Stiles Ave.  
Oklahoma City, Oklahoma  
www.wcc.ok.gov

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*MINUTES*

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Members present: Chairman Bob Gilliland, Commissioner Mark Liotta and Commissioner Russell.

Staff present to support the Commission: Lindsey Christopher and Dana Esparza.

**CALL TO ORDER ..... Presiding Appellate Officer, Chairman Gilliland**

Call to order 9:00 a.m. by Chairman Gilliland, Presiding Appellate Officer.

**ROLL CALL ..... Presiding Appellate Officer, Chairman Gilliland**

After the roll call was taken, Chairman Gilliland announced the presence of a Quorum and the Statement of Compliance with the Open Meeting Act was read.

**NOTICE OF COMPLIANCE..... Dana Esparza**

**STATEMENT OF OKLAHOMA OPEN MEETING LAW**  
**COMPLIANCE**

Notice of this Regular Meeting was filed with the Secretary of State's office on Thursday, November 3, 2016 at 12:02 p.m., in compliance with the Open Meeting Act.

The Agenda was posted at 10:05 a.m. on Wednesday, February 15, 2017, more than 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and at 1915 North Stiles, the Commission's principal office.

**MINUTES:**

- The drafted Minutes of the Regular Meeting of January 20, 2017 were considered for approval.

Presiding Appellate Officer Chairman Gilliland presented the minutes of the January 20, 2017 Regular Meeting for approval.

**Motion:** Commissioner Liotta made a motion to approve the minutes of the January 20, 2017 Regular Meeting.

**Second:** Commissioner Russell

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: MINUTES APPROVED**

**Appeal Hearings before the Commission En Banc from Orders Issued by the Commission's Administrative Law Judges**

**Christopher Forrest v. City of Tulsa (Own Risk #10435), file #CM2014-06600A**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Michael R. Green represented the Claimant and Brandy Inman represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Presiding Appellate Officer Chairman Gilliland moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Edel C. Rangel v. JP Construction Inc., & Valley Forge Insurance, file #CM2014-09548Q**

Respondent filed an appeal from the order issued by Administrative Law Judge Curtin. Kevin B. White represented the Claimant and Angela Reinstien represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Commissioner Russell moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, and Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Edward A. Dickinson v. City of Ponca City (Own Risk #11929), file #CM2014-09765H**

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. James G. Devinney represented the Claimant and Eric L. Tabor represented the Respondent.

**Motion:** After reviewing the record and deliberating, Commissioner Liotta moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Presiding Appellate Officer Chairman Gilliland

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, and Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Donald Wilson v. Rolled Alloys LP & Travelers Property & Casualty Co. of America, file #CM2015-08087Q**

Respondent filed an appeal from the order issued by Administrative Law Judge Inhofe. Esther M. Sanders represented the Claimant and Mia C. Rops represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Commissioner Liotta moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Presiding Appellate Officer Chairman Gilliland

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland and Commissioner Liotta.

**Those Voting Nay:** Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Brian McClanahan v. City of Tulsa (Own Risk #10435), file #CM2016 01071X**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Michael R. Green represented the Claimant and Brandy Inman represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Commissioner Russell moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Presiding Appellate Officer Chairman Gilliland

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Jesus David Contreras v. Air Systems Components Inc. & Indemnity Insurance Co. of North America, file #CM2016-01776X**

Claimant filed an appeal from the order issued by Administrative Law Judge Curtin. James G. Devinney represented the Claimant and John A. McCaleb represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Commissioner Liotta moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Presiding Appellate Officer Chairman Gilliland

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Melinda Moore v. Sequelcare of Oklahoma LLC & Travelers Indemnity Co. of Connecticut, file #CM2016-01888H**

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. Lewis Berkowitz represented the Claimant and Loretta Jones represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Presiding Appellate Officer Chairman Gilliland announced that they would be taking the case under advisement.

**James Glenn Stirling v. OMNI Packaging Corp & New Hampshire Insurance Co., file #CM2016-03772A**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Esther M. Sanders represented the Claimant and Angela Odell Reinstein represented the Respondent

**Motion:** After hearing the oral argument of counsel and deliberating, Presiding Appellate Officer Chairman Gilliland moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Commission Consideration of Adoption of Final Order in the Following Case:**

**Darwin Seurer v. Murray Services Inc., & National American Insurance Co., File #CM2015-08451J**

On January 20, 2017, the parties presented a joint motion to vacate the Administrative Law Judge's Order and remand for further proceedings. The Commissioners voted to vacate and remand the Administrative Law Judge's order. The proposed order has been drafted and distributed to the Commissioners for consideration of adoption.

After reviewing the record, hearing oral arguments, and deliberating, a proposed order was drafted and considered for adoption by the Commission.

**Motion:** Presiding Appellate Officer Chairman Gilliland moved to adopt the order as proposed and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Commissioner Liotta

***Those Voting Aye:*** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: ORDER ADOPTED**

**Announcements**

Commission's next special business meeting is Tuesday, February 21, 2017. Commission's next meeting regarding Appeals is scheduled for Friday, March 17, 2017.

**ADJOURNMENT**

***Motion:*** Presiding Appellate Officer Chairman Gilliland moved to adjourn the meeting at approximately 12:15 p.m.

***Second:*** Commissioner Liotta

***Those Voting Aye:*** Presiding Appellate Officer Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

**THE MOTION CARRIED: THE MEETING WAS ADJOURNED.**