

SPECIAL MEETING OF THE  
OKLAHOMA WORKERS' COMPENSATION  
COMMISSION

**APPEALS**

Friday June 2, 2017  
9:00 a.m.  
Commission Chambers  
1915 N. Stiles Ave.  
Oklahoma City, Oklahoma  
www.wcc.ok.gov

---

***AGENDA***

---

**CALL TO ORDER ..... Presiding Appellate Officer, Chairman Gilliland**  
**ROLL CALL ..... Presiding Appellate Officer, Chairman Gilliland**  
**NOTICE OF COMPLIANCE.....Dana Esparza**  
**BUSINESS ..... Presiding Appellate Officer, Chairman Gilliland**

**A. MINUTES:**

- The drafted Minutes of the Regular Appeal Meeting of May 19, 2017 will be considered for approval.

**THE FOLLOWING MATTERS ARE PRESENTED FOR CONSIDERATION AND ACTION, IF ANY, DEEMED APPROPRIATE BY THE COMMISSION**

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

The hearings before the Commission en banc will be conducted pursuant to the authority and jurisdiction of the Administrative Workers' Compensation Act, Title 85A O.S. §1 et seq., and the Workers' Compensation Commission's Permanent Rules, OAC 810. The procedure for the hearings before the Commission en banc is as follows:

- Each party will be allowed ten (10) minutes for oral arguments.
- The appellant will present first. Appellant may divide his or her ten minutes for argument, allowing a portion of that time for rebuttal.

- Both parties are subject to questioning by Commissioners.

**1. Jarvis J. Smith v. Warehouse Specialists, Inc. & Travelers Indemnity Co. of America, File # CM2014-09628Q**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Bryce A. Hill is the attorney of record for the Claimant and Mitchell C. Maurer is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action; affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**2. Bruce D. Ross v. City of Tulsa (Own Risk #10435) ), File # CM2014-09949R**

Respondent filed an appeal from the order issued by Administrative Law Judge Inhofe. Esther Sanders is the attorney of record for the Claimant and Steven Kuperman is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**3. Judy Buller v. Greenbriar Nursing Home & Guarantee Insurance Company File # CM2015-04026K**

Respondent filed an appeal from the order issued by Administrative Law Judge Egan. Daniel M. Davis is the attorney of record for the Claimant and James B. Cassody is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**4. Kalin M. Lomoe v. Casteels Tire Barn, Inc. & Compsource Mutual (FKA Compsource Oklahoma) File # CM2015-04766A**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. John R. Colbert is the attorney of record for Claimant and John S. Oldfield Jr. is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**5. Stephen Lewis v. City of Ardmore (OWN RISK #11905) File # CM2016-01052H**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Richard A. Bell is the attorney of record for the Claimant and Charles G. Braun is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**6. Pamela Gilliam v. DHS & Compsource Mutual Insurance Co. (FKA Compsource Oklahoma) File # CM2015-01282A**

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. John R. Colbert is the attorney of record for the Claimant and Heather A. Lehman Fagan is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**7. David Horton v. Longtown Rural Water District & Compsource Mutual (FKA Compsource Oklahoma) File # CM2015-04734L**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Richard A. Bell and David B. Custer are the attorneys of record for the Claimant and Dana L. Gish is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**8. John Selph v. Partners Workforce & Compsource Mutual File # CM2016-03862J**

Claimant filed an appeal from the order issued by Administrative Law Judge Curtin. Philip D. Ryan is the attorney of record for the Claimant and Robert A. Manchester is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

**9. Shelia Twyman v. Kibois Community Action Foundation Inc., & Compsource Mutual Ins. Co.(FKA Compsource Oklahoma), File # CM2014-11631A**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Terrel B. Doremus is the attorney of record for the Claimant and Jennifer Ahrend is the attorney of record for the Respondent.

**Possible Action:**

Possible action may include, but is not limited to: taking no action; affirming the order and decision of the Administrative Law Judge and issuing an order to that effect, or taking preliminary action in the matter to reverse, modify, remand or if otherwise do not fully affirm the order of the Administrative Law Judge and instructing the Law Clerk or other staff member to draft a proposed Order to be considered in further deliberations at a future Commission meeting, or continuing the matter.

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

**1. In the Matter of the Death of Brian A. Lott, Taniyah Lott v. Supported Community Lifestyles Inc., & Compsource Mutual Ins. Co. (FKA Compsource Oklahoma) File #CM2015-08491X**

On May 19, 2017, after hearing the oral argument of counsel and deliberating, Commissioner Liotta moved to affirm the Administrative Law Judge's order and instruct Commission Counsel or another staff member to draft a proposed order with findings of fact and conclusions of law.

The proposed order was drafted and distributed to the Commissioners for consideration of adoption.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, adopting the order as proposed or as modified at the hearing, or continuing the matter.

**D. Announcements**

Commission's next special business meeting is Thursday, June 15, 2017. Commission's next meeting regarding Appeals is scheduled for Friday, June 16, 2017.

**ADJOURNMENT.....Presiding Appellate Officer, Chairman Gilliland**