

SPECIAL MEETING OF THE  
OKLAHOMA WORKERS' COMPENSATION  
COMMISSION

**APPEALS**

Thursday November 17, 2016  
9:00 a.m.  
Commission Chambers  
1915 N. Stiles Ave.  
Oklahoma City, Oklahoma  
www.wcc.ok.gov

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***AGENDA***

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- 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 Special Meeting of October 21, 2016 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. Richard A. Russe v. Goodyear Tire & Rubber Co. (OWN RISK #14760), File # CM2014-07633F**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Daniel M. Davis is the attorney of record for the Claimant and Matthew J. Graves 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. Jared Upton v. City of Tulsa (OWN RISK #10435), File # CM2014-07767R**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Bob Burke 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. Daniel Louis Bridges v. Salvation Army & American Zurich., File # CM2014-11374X**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Esther M. Sanders is the attorney of record for the Claimant and J. William Archibald 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. Robert Hill v. American Medical Response & Indemnity Insurance Co. of North America, File # CM2015-01094H**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. Bob Burke is the attorney of record for the Claimant and Donald A. Bullard 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. Paul Edward Lewis v. Freymiller Trucking & Travelers Insurance Co. & D&M Carriers & Travelers Indemnity Co. of America, File # CM2015-01094H**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Paul Edward Lewis is representing himself as a Pro se Claimant and Karen McGivern Curthoys 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. Greg James v Oklahoma Department of Corrections & CompSource Mutual Ins., File # CM2015-05912J**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Jack G. Zurawik is the attorney of record for the Claimant and Preston G. Hanner 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. Carla Rhamy v. WalMart Stores Inc. (OWN RISK 20000), File # CM2015-07248J**

Claimant filed an appeal from the order issued by Administrative Law Judge Inhofe. James G. Devinney is the attorney of record for the Claimant and Norman Lemonik 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. Barbara Jo Talley v. Halliburton Energy Services Inc. & Ace American Insurance Co., File # CM2016-00318Q**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Joe Farnan is the attorney of record for the Claimant and John A. McCaleb 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.

**D. Announcements**

Commission's next special business meeting is Tuesday, November 29, 2016. Commission's next special meeting regarding Appeals is scheduled for Friday, December 9, 2016.

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