



# OKLAHOMA WORKERS' COMPENSATION COMMISSION

1915 N STILES AVE STE 231 · OKC, OK · 73105 · (405) 522-3222 · WCC.OK.GOV

Tulsa office · 212 Kerr State Office Building · 440 South Houston · Tulsa, Oklahoma 74127 · (918) 295-3732

Chairman Mark Liotta · Commissioner Jordan Russell · Commissioner Megan Tilly

Executive Director Hopper Smith

## **WCC Lifts Stay of Filing Deadlines and Statutes of Limitations for Commission Cases and Appeals**

The Workers' Compensation Commission (WCC) voted in a public Special Meeting on April 30, 2020, to partially adopt the Supreme Court of Oklahoma and the Oklahoma Court of Criminal Appeals' *Third Emergency Joint Order Regarding the COVID-19 State of Disaster*, SCAD No. [2020-36](#). Specifically, paragraphs 5 through 8 were adopted, as the language applies to WCC cases. The Commission voted to end the tolling period previously in effect until May 15, 2020, and reinstate the counting of days toward deadlines and statutes of limitations in cases and appeals beginning May 16, 2020.

Based on the language in paragraphs 5 through 8 of SCAD No. 2020-36, the WCC has adopted the following:

**The previously adopted tolling period remains in effect to May 15, 2020. In all Commission and Commission Appeals cases, the period from March 16, 2020, to May 15, 2020, during which all rules and procedures, and deadlines, whether prescribed by statute, rule, or order in any Commission or Commission Appeals case were suspended, will be treated as a tolling period. May 16 shall be the first day counted in determining the remaining time to act. The entire time permitted by statute, rule or procedure is not renewed.**

**Beginning on May 16, 2020, all rules and procedures, and all deadlines whether prescribed by statute, rule or order in any Commission or Commission Appeals case, shall be enforced, including all appellate rules and procedures for the Commission, Supreme Court, and the Court of Civil Appeals.**

**For all cases pending before March 16, 2020, the deadlines are extended for only the amount of days remaining to complete the action. For example, if the rule required the filing of an appellate brief within 20 days, and as of March 16, ten (10) days remained to file the brief, then the party has 10 days with May 16, 2020 being the first day.**

**For all cases where the time for completing the action did not commence**



# OKLAHOMA WORKERS' COMPENSATION COMMISSION

1915 N STILES AVE STE 231 · OKC, OK · 73105 · (405) 522-3222 · [WCC.OK.GOV](http://WCC.OK.GOV)

Tulsa office · 212 Kerr State Office Building · 440 South Houston · Tulsa, Oklahoma 74127 · (918) 295-3732

Chairman Mark Liotta · Commissioner Jordan Russell · Commissioner Megan Tilly

Executive Director Hopper Smith

**until a date between March 16 and May 15, 2020, the full amount of time to complete the action will be available. May 16 shall be the first day counted in determining the time to act.**

For questions, contact:

Collin Fowler

Communications and Administration

[Collin.Fowler@wcc.ok.gov](mailto:Collin.Fowler@wcc.ok.gov)