

SPECIAL MEETING OF THE  
OKLAHOMA WORKERS' COMPENSATION  
COMMISSION

Monday, December 15, 2014  
12:00 p.m.  
Commission Chambers  
1915 N. Stiles Ave.  
Oklahoma City, Oklahoma  
[www.wcc.ok.gov](http://www.wcc.ok.gov)

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*AGENDA*

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

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

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

**BUSINESS ..... Presiding Appellate Officer, Commissioner Gilliland**

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

**A. 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 Emergency 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. 12:00 p.m. Ray Vinson Hopson v. Estenson Logistics LLC and National Interstate Insurance Co., File #CM2014-03000J**

Claimant and Respondent filed an appeal from the order issued by Administrative Law Judge Curtin. Daniel M. Davis represents the Claimant and Kevin E. McCarty represents 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. 12:30 p.m. Brandy Sanchez v. Taco Bell and Continental National Indemnity Co., File #CM2014-03155X**

Respondent filed an appeal from the order issued by Administrative Law Judge Curtin. Daniel M. Davis represents the Claimant and Nichole S. Bryant represents 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. 1:00 p.m. Emilee Anne Mullendore v. Mercy Memorial Health Center and Mercy Health FKA Sisters of Mercy (Own Risk #17461), File #CM2014-04013R**

Claimant filed an appeal from the order issued by Administrative Law Judge Sommer. John Colbert represents the Claimant and Janet E. Dech represents 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. 1:30 p.m. Brad S. Harrison v. Landair Logistics Inc., and Travelers Indemnity Co. of America, File #CM2014-04480Q**

Respondent filed an appeal from the order issued by Administrative Law Judge Egan. John Colbert represents the Claimant and Grady H. Parker, Jr. represents 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. 2:00 p.m. Edgar I. Balbuena v. Rite Way Construction LLC and CompSource Oklahoma, File #CM2014-04719Y**

Respondent filed an appeal from the order issued by Administrative Law Judge Egan. Phillip D. Ryan represents the Claimant and V. Ronald Frangione represents 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. 2:30 p.m. Lance Brown v. Great Plains Coca Cola Bottling Co. and Great Plains Coca Cola Bottling Co. (Own Risk #17344), File #CM2014-04727Y**

Respondent filed an appeal from the order issued by Administrative Law Judge Egan. John R. Colbert represents the Claimant and Angela Odell Reinstein represents 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. 3:00 p.m. Kiefer C. Nighswonger v. AKL Services Inc. and CompSource Oklahoma, File #CM2014-04791J**

Respondent filed an appeal from the order issued by Administrative Law Judge Egan. John R. Colbert represents the Claimant and Travis R. Colt represents 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. 3:30 p.m. Kevin M. Wallace v. Oklahoma City Fire Department and City of Oklahoma City (Own Risk #7800), File #CM2014-06275Q**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. J. Mike Lawter represents the Claimant and John S. Oldfield, Jr. represents 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. Announcements**

Commission's next regularly scheduled meeting is Thursday, December 18, 2014

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