

SPECIAL MEETING OF THE
OKLAHOMA WORKERS' COMPENSATION
COMMISSION

APPEALS

Friday April 15, 2016
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 Special Meeting of March 4, 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. Lisa Colleen Hines v. Oklahoma Turnpike Authority & Compsource Mutual Ins Co., File #CM2014-11080H

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. Joseph C. Biscone, II is the attorney of record for the Claimant and R. Ted Leslie 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. Charles Ray Dowling, Sr. & L.A. King Corp & Continental Western Insurance Co., File #2014-11387R

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. Robert L. Smith is the attorney of record for the Claimant, and Jace H. Powell 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. Danny Foster Jr. v. J&J Logistics Inc., & Protective Insurance Co., File #CM2015-00287K

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. Jack Stipe is the attorney of record for the Claimant and Todd A. Estes 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. Karin (Logan) Mukes v. Hillcrest Healthcare System, (OWN RISK #18899) File #CM2015-00550H

Respondent filed an appeal from the order issued by Administrative Law Judge Inhofe. J. Mike Lawter is the attorney of record for the Claimant and Daniel C. Blanchard 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. Angellee W. Woolf v. Cimarron Correctional Facility (CCA) & New Hampshire Insurance Co., File #CM2015-01733A

Respondent filed an appeal from the order issued by Administrative Law Judge Inhofe. Kevin B. White is the attorney of record for the Claimant and Linda S. Foreman 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. Courtney Hadden v. Locke Supply Co., (OWN RISK #17645) File #CM2015-06120A

Respondent filed an appeal from the order issued by Administrative Law Judge McMillin. Craig Dawkins is the attorney of record for the Claimant and Bradley J. McClure 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.

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

1. Renee Ruth May v. Heritage Healthcare Inc. & Stonetrust Commercial Insurance Co., File #CM2014-05470R

At the Special Meeting on March 4, 2016, the Commission heard oral arguments from Esther M. Sanders, counsel for the Claimant, and Jeffrey W. Dasovich, counsel for the Respondent. After deliberating, the Commission voted to take preliminary action to remand the Administrative Law Judge's Order with instructions.

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 regularly scheduled meeting is Wednesday, April 20, 2016. Commission's next Special Meeting regarding Appeals is scheduled for Friday, May 20, 2016.

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