

SPECIAL MEETING OF THE  
OKLAHOMA WORKERS' COMPENSATION  
COMMISSION

~ APPEALS ~

Friday June 10, 2016  
9:00 a.m.  
Commission Chambers  
1915 N. Stiles Ave.  
Oklahoma City, Oklahoma  
[www.wcc.ok.gov](http://www.wcc.ok.gov)

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*MINUTES*

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Members present: Chairman Bob Gilliland, Commissioner LeRoy Young and Commissioner Mark Liotta.

Staff present to support the Commission: Lindsey Christopher and Dana Esparza.

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

Call to order 9:00 a.m. by Chairman Gilliland, Presiding Appellate Officer.

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

After the roll call was taken, Chairman Gilliland announced the presence of a Quorum and the Statement of Compliance with the Open Meeting Act was read.

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

**STATEMENT OF OKLAHOMA OPEN MEETING LAW**  
**COMPLIANCE**

Notice of this Special Meeting was filed with the Secretary of State's office on Monday, November 2, 2015 at 10:21 a.m., in compliance with the Open Meeting Act.

The Agenda was posted at 4:37 p.m. on Wednesday, June 8, 2016, more than 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and at 1915 North Stiles, the Commission's principal office.

**MINUTES:**

- The drafted Minutes of the Special Meeting of May 20, 2016 were considered for approval.

Presiding Appellate Officer Chairman Gilliland presented the minutes of the May 20, 2016 Special Meeting for approval.

**Motion:** Commissioner Young made a motion to approve the minutes of the May 20, 2016 Special Meeting.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: MINUTES APPROVED**

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

**Jarrid B. Bishop v. Cox Communications Inc., & New Hampshire Insurance Co., File #CM2015-03223Y**

Respondent filed an appeal from the order issued by Administrative Law Judge Sommer. Gary G. Prochaska represented the Claimant, and Reagan Sifferman represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Commissioner Liotta moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Presiding Appellate Officer Chairman Gilliland

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Christopher Forrest v. City of Tulsa (Own Risk #10435), File #CM2014-06600A**

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Michael R. Green represented the Claimant and Jennifer Ahrend represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Presiding Appellate Officer Chairman Gilliland moved to take preliminary action to remand the Administrative Law Judge's order and instruct Commission staff to draft a proposed order to be considered for continued action at a future meeting.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: ALJ ORDER REMANDED**

**Edward E. Bray v. Pecofacet Houston LLC & Travelers Indemnity Co. of America, File #CM2015-06896F**

Respondent filed an appeal from the order issued by Administrative Law Judge Inhofe. Michael R. Green represented the Claimant and Linda S. Foreman represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Presiding Appellate Officer Chairman Gilliland moved to take preliminary action to modify the Order of the Administrative Law Judge to provide for a physician of Respondent's choosing and instruct Commission staff to draft a proposed order to be considered for continued action at a future meeting.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: ALJ ORDER REMANDED**

**Gary Allen Lockhart v. Pavement Conservation Specialists Inc., & Bitco General Insurance Company (FKA Bituminous Casual), File #CM2015-04718L**

Claimant filed an appeal from the order issued by Administrative Law Judge Curtin. Esther M. Sanders represented the Claimant and Travis A. Fulkerson represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Commissioner Young moved to affirm the Administrative Law Judge's order and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Presiding Appellate Officer Chairman Gilliland

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: ALJ ORDER AFFIRMED**

**Clinton E. Stiltner v. Paul Transportation Inc. & Insurance Co. of the State of Penn., File #CM2015-07445H**

Respondent filed an appeal from the order issued by Administrative Law Judge Inhofe. Ray Lahann represented the Claimant and Magan C. Graham represented the Respondent.

**Motion:** After hearing the oral argument of counsel and deliberating, Presiding Appellate Officer Chairman Gilliland moved to take preliminary action to vacate and remand the Administrative Law Judge's Order for additional findings and instruct Commission staff to draft a proposed order to be considered for continued action at a future meeting.

**Second:** Commissioner Liotta

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: ALJ ORDER REMANDED**

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

**Cindy Washington v. St. John Medical Center INC., & Ascension Health Alliance (Own Risk #20140), File #CM2014-10710J**

At the Special Meeting on May 20, 2016, the Commission heard oral arguments from Bryce Hill, counsel for the Claimant, and Michael Gilliard, counsel for the Respondent. After deliberating, the Commission voted to take preliminary action to remand the Administrative Law Judge's Order for additional findings.

After reviewing the record, hearing oral arguments, and deliberating, a proposed order was drafted and considered for adoption by the Commission.

**Motion:** Presiding Appellate Officer Chairman Gilliland moved to adopt the order as proposed and authorize the Commission's Presiding Appellate Officer to sign and file an order on behalf of the Commission.

**Second:** Commissioner Young

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta.

**THE MOTION CARRIED: ORDER ADOPTED**

**Announcements**

Commission's next regularly scheduled meeting is Thursday, July 14, 2016. Commission's next Special Meeting regarding appeals is scheduled for Friday, July 15, 2016.

**ADJOURNMENT**

**Motion:** Presiding Appellate Officer Chairman Gilliland moved to adjourn the meeting at approximately 11:15 a.m.

**Second:** Commissioner Young

**Those Voting Aye:** Presiding Appellate Officer Chairman Gilliland, Commissioner Young and Commissioner Liotta

**THE MOTION CARRIED: THE MEETING WAS ADJOURNED.**