

FILED

THAT on MARCH 22, 2007, claimant was employed by the above named respondent and such employment was subject to and covered by the provisions of the **Workers' Compensation Act** of the State of Oklahoma; and on said date claimant sustained accidental personal injury to the RIGHT KNEE (aggravation of pre-existing condition), and consequential LEFT HIP, RIGHT HIP, LOW BACK, and LEFT KNEE arising out of and in the course of claimant's employment.

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THAT as a result of said injury, claimant sustained 0 percent permanent partial disability to the LEFT HIP and **18 percent permanent partial disability to the RIGHT HIP over and above 0 percent pre-existing permanent partial disability** and 5 percent permanent partial disability to the LOW BACK over and above 9 percent pre-existing permanent partial disability , 20 percent permanent partial disability to the RIGHT KNEE over and above 50 percent pre-existing permanent partial disability and 5 percent permanent partial disability to the LEFT KNEE over and above 10 percent pre-existing permanent partial disability, for which claimant is entitled to compensation for 183.75 weeks at \$289.00 per week, or the total amount of **\$53,103.75** of which 46 weeks have accrued and shall be paid in a lump sum of **\$13,294.00**.

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THAT respondent or insurance carrier shall pay claimant the accrued portion of the award herein in lump sum of **\$13,294.00** and pay the balance of said award at the rate of \$289.00 per week until the total award of **\$53,103.75** (less attorney fee) has been paid to claimant.

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THAT Respondent shall pay court costs; Special Occupational Health and Safety Fund Tax of three-fourths of one percent (0.75%) of the amounts paid in lump sum of **\$398.28** is levied against the Respondent; three-fourths of one percent of the continuing benefits awarded in this case shall be computed and paid as the same comes due. Pursuant to 85 O.S., Section 407, as amended by Laws 2013, HB 2201, c. 254, Section 49, eff. January 1, 2015, Respondent, if Own Risk, shall pay **\$1,062.08** to the Workers' Compensation Administration Fund created by 85 O.S. Section 407, to be used for the costs of administering the Workers' Compensation Code as applicable to the Oklahoma Workers' Compensation Court of Existing Claims, representing two percent (2%) of the permanent disability award herein.

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THAT the sum of **\$10,620.75** shall be deducted from the award herein and paid in lump sum to claimant's attorney as a fair and reasonable attorney fee; within twenty (20) days from the date of filing of this order, respondent or insurance carrier shall comply herewith.

## **II. THE ORDER OF SEPTEMBER 18, 2015 IS OTHERWISE AFFIRMED AS MODIFIED HEREIN.**

The order filed herein on SEPTEMBER 18, 2015, as modified, shall remain in full force and effect as the order of this Court.

Upon adoption of the foregoing order on the 24th day of NOVEMBER, 2015, the roll was called and the following voted:

/s/ *David P. Reid*

JUDGE DAVID P REID, AYE

/s/ *Owen T. Evans*

JUDGE OWEN T EVANS, AYE

/s/ *Michael W McGivern*

JUDGE MICHAEL W MCGIVERN, I DISSENT  
I WOULD SUSTAIN AS IS.

../FBennett

A copy of the above and foregoing Court Order was mailed, by regular or certified United States Mail, on this filed stamped date to:

Claimant's Attorney: RICHARD A BELL  
3151 W TECUMSEH RD SUITE 100  
NORMAN, OK 73072-

Respondent's Attorney: R BLAINE NICE  
100 N BROADWAY SUITE 1700  
OKLAHOMA CITY, OK 73102-8820

I do hereby certify that the above and foregoing is a true and correct copy of the original order signed by the Judge herein. Witness by my hand and the official seal of this court on this date.

*Kathrina L. Simpson*

Court Clerk  
December 11, 2015

