

BEFORE THE WORKERS' COMPENSATION COURT OF EXISTING CLAIMS
STATE OF OKLAHOMA

FILED

**WORKERS' COMPENSATION COURT
STATE OF OKLAHOMA
June 10, 2014
Katrina Stephenson
ACTING COURT CLERK**

In re claim of:

MARK HELM)	
Claimant)	
)	Court Number: 2007-07137A
NORMAN FIRE DEPARTMENT)	
Respondent)	
)	Claimant's Social Security
CITY OF NORMAN (OWN RISK #10970))	Number: xxx-xx-7190
Ins. Carrier)	

**ORDER AWARDING THE NATURE AND EXTENT OF
PERMANENT PARTIAL DISABILITY BENEFITS**

Now on this 6th day of JUNE, 2014, this cause came on for consideration pursuant to regular assignment and hearing on JUNE 4, 2014, before JUDGE CARLA SNIPES, at Oklahoma City, Oklahoma, at which time claimant appeared in person and by counsel, WILLIAM C. DOTY JR appearing for RICHARD A BELL and respondent and insurance carrier appeared by counsel, JEANNE SNIDER appearing for R BLAINE NICE.

The Court having considered the evidence and records on file, and being well and fully advised in the premises FINDS AND ORDERS AS FOLLOWS:

- 1 -

THAT on AUGUST 31, 2009 an order was entered herein finding that on AUGUST 28, 2005 claimant sustained an accidental personal injury to the LUMBAR SPINE, LEFT SHOULDER, CERVICAL SPINE, THORACIC SPINE, RIGHT HIP, and RIGHT SHOULDER arising out of and in the course of claimant's employment, which order established all jurisdictional issues herein.

- 2 -

THAT claimant sustained no consequential injury to the LEFT HIP as a result of said accident.

- 3 -

THAT at time of injury, claimant's wages were sufficient to establish the rates of compensation at \$528.00 per week for temporary total disability and \$264.00 per week for permanent partial disability.

-4 -

THAT as a result of said injury, claimant sustained 16 percent permanent partial disability to the CERVICAL SPINE over and above 2 percent pre-existing permanent partial disability and 4 percent permanent partial disability to the THORACIC SPINE and 16 percent permanent partial disability to the LUMBAR SPINE over and above 2 percent pre-existing permanent partial disability and 18 percent permanent partial disability to the LEFT SHOULDER over and above 2 percent pre-existing permanent partial disability and 16 percent permanent partial disability to the RIGHT SHOULDER and 6 percent permanent partial disability to the RIGHT HIP, for which claimant is entitled to compensation for 380 weeks at \$264.00 per week, or the total amount of \$100,320.00 of which 380 weeks have accrued and shall be paid in a lump sum of \$100,320.00.

- 5 -

THAT claimant's request for continuing medical maintenance is denied.

- 6 -

THAT respondent and/or insurance carrier shall pay all reasonable and necessary medical expenses incurred by claimant as a result of said injury.

- 7 -

THAT respondent or insurance carrier shall pay claimant the award herein in lump sum of \$100,320.00 (less attorney fee).

- 8 -

THAT respondent or insurance carrier shall pay court costs; Special Occupational Health and Safety Fund Tax shall be paid in the sum of \$752.40, representing three-fourths of one percent (0.75%). Respondent, if Own Risk, shall pay \$2,006.40 to the Workers' Compensation Administration Fund, representing two percent (2%) of the permanent disability award herein.

- 9 -

THAT pursuant to Title 85 O.S. Section 308, a final award fee of one hundred forty dollars (\$140.00) is taxed as a cost in this matter, and shall be paid by respondent.

- 10 -

THAT the sum of \$20,064.00 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.

BY ORDER OF:

/s/ Carla Snipes

CARLA SNIPES, JUDGE

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
PO BOX 1529
NORMAN, OK 73070-1529

Respondent's Attorney: R BLAINE NICE
PO BOX 370
NORMAN, OK 73070-

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.

Katrina Siplerson

Acting Court Clerk
June 10, 2014

