

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

FILED

WORKERS' COMPENSATION COURT
STATE OF OKLAHOMA

August 3, 2017

Katrina Stephenson
COURT CLERK

In re claim of:

RICK BLALOCK)

Claimant)

CITY OF NORMAN)

Respondent)

CITY OF NORMAN (OWN RISK #10970))

Ins. Carrier)

Court Number: 2009-08466H

Claimant's Social Security

Number: xxx-xx-9918

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

Now on this 25th day of JULY, 2017, this cause came on for consideration pursuant to regular assignment and hearing on JULY 24, 2017, before JUDGE L BRAD TAYLOR, at Oklahoma City, Oklahoma, at which time claimant appeared in person and by counsel, NICOLE LYNN BELL and respondent and insurance carrier appeared by counsel, JEANNE SNIDER.

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 FEBRUARY 9, 2010 an order was entered herein finding that in JANUARY, 2009 claimant became aware he had sustained an accidental personal injury as a result of cumulative trauma to the NECK, and BACK and consequential PSYCHOLOGICAL OVERLAY arising out of and in the course of claimant's employment with claimant's last injurious exposure on APRIL 10, 2009, which order established all jurisdictional issues herein.

- 2 -

THAT the Court now finds claimant also sustained injury to the RIGHT HIP and LEFT HIP as a result of the cumulative trauma with first awareness in JANUARY, 2009 and last exposure on APRIL 10, 2009.

- 3 -

THAT at time of injury, claimant's wages were sufficient to establish the rates of compensation at \$468.59 per week for temporary total disability and \$342.00 per week for permanent partial disability.

- 4 -

THAT as a result of said injury, claimant sustained 22 percent permanent partial disability to the NECK, 9 percent permanent partial disability to the BACK and 6 percent permanent partial disability to the RIGHT HIP and 6 percent permanent partial disability to the LEFT HIP and 5 percent permanent partial disability to the PSYCHOLOGICAL OVERLAY, for which claimant is entitled to compensation for 240 weeks at \$342.00 per week, or the total amount of \$82,080.00 of which 119 weeks have accrued and shall be paid in a lump sum of \$40,698.00.

- 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 accrued portion of the award herein in lump sum of \$40,698.00 and pay the balance of said award at the rate of \$342.00 per week until the total award of \$82,080.00 (less attorney fee) has been paid to claimant.

- 8 -

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 \$615.60. 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 \$1,641.60 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.

- 9 -

THAT pursuant to Title 85 O.S. Section 368, 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 \$16,416.00 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/ 

L BRAD TAYLOR, 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
3151 W TECUMSEH RD SUITE 100
NORMAN, OK 73072-

Respondent's Attorney: REBECCA R FRAZIER
ASSISTANT CITY ATTORNEY
P O 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 Suplerson

Court Clerk
August 3, 2017

