

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

FILED

WORKERS' COMPENSATION COURT
STATE OF OKLAHOMA
February 27, 2015
Katrina Stephenson
COURT CLERK

In re claim of:

DAVID AWBREY

Claimant

CITY OF NORMAN

Respondent

CITY OF NORMAN (OWN RISK #10970)

Ins. Carrier

)
)
) Court Number: 2013-10572Q
)
)
) Claimant's Social Security
) Number: xxx-xx-8576
)

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

Now on this 26th day of FEBRUARY, 2015, this cause came on for consideration pursuant to regular assignment and hearing on FEBRUARY 26, 2015, before JUDGE OWEN T EVANS, at Oklahoma City, Oklahoma, at which time claimant appeared in person and by counsel, JEFFREY M COOPER 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 JUNE 13, 2014 an order was entered herein finding that on JULY 26, 2013 claimant sustained an accidental personal injury to the LUNGS (PULMONARY EMBOLISM) and DEEP VEIN THROMBOSIS arising out of and in the course of claimant's employment, which order established all jurisdictional issues herein.

- 2 -

THAT at time of injury, claimant's wages were sufficient to establish the rates of compensation at \$717.00 per week for temporary total disability and \$323.00 per week for permanent partial impairment.

- 3 -

THAT as a result of said injury, claimant sustained 6 percent permanent partial impairment to the BODY AS A WHOLE ATTRIBUTABLE TO THE LUNGS (OCCASIONAL LEFT-SIDED CHEST PAIN, MILD AND INTERMITTENT SHORTNESS OF BREATH EVEN WHEN AT REST); and 0 percent permanent partial disability to the BODY AS A WHOLE ATTRIBUTABLE TO DEEP VEIN THROMBOSIS, for which claimant is entitled to compensation for 30 weeks at \$323.00 per week, or the total amount of \$9,690.00 of which 30 weeks have accrued and shall be paid in a lump sum of \$9,690.00.

- 4 -

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

- 5 -

THAT respondent or insurance carrier shall pay claimant the award herein in lump sum of \$9,690.00 (less attorney fee).

- 6 -

THAT respondent or insurance carrier shall pay court costs; Special Occupational Health and Safety Fund Tax shall be paid in the sum of \$72.68, representing three-fourths of one percent (0.75%).

- 7 -

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.

- 8 -

THAT the sum of \$1,938.00 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/ 
OWEN T EVANS, JUDGE

nj/CRichardson

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: JEFFREY M COOPER
415 NW 11TH STREET
OKLAHOMA CITY, OK 73103-

GARY HOMSEY
4816 CLASSEN BLVD
OKLAHOMA CITY, OK 73118-4696

Respondent's Attorney: JEANNE SNIDER
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.

Kathina Saphen

Court Clerk
February 27, 2015

