

BEFORE THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

FILED

WORKERS' COMPENSATION COMMISSION
STATE OF OKLAHOMA
December 19, 2017
Norma McRae
COMMISSION CLERK

CURTIS W GARRETT)
Employee-Claimant)

CITY OF NORMAN)
Employer-Respondent)

CITY OF NORMAN (OWN RISK #10970))
Insurer)

Commission File No.
CM-2017-03730A

Claimant's Social Security
Number: xxx-xx-0850

ORDER AWARDING PERMANENT PARTIAL DISABILITY BENEFITS

Hearing before Administrative Law Judge T SHANE CURTIN on NOVEMBER 27, 2017, in Oklahoma City, Oklahoma.

Claimant appeared by counsel, GARY G PROCHASKA.

Respondent and insurance carrier appeared by counsel, JEANNE SNIDER.

I. FACTS AND STIPULATIONS

Claimant seeks a finding of compensable work-related injury to the left index finger with a consequential disfigurement to the left hand (palm) on June 1, 2016 an award of permanent partial disability therefor. Respondent stipulates to jurisdictional issues and admits compensable work-related injury to the left index finger with consequential disfigurement to the left hand (palm). The parties are in agreement that rate for permanent partial disability can be adjudicated at \$323.00, and that the accrual date for permanent partial disability is April 6, 2017.

II. FINDINGS AND CONCLUSIONS

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

1. That on June 1, 2016, claimant sustained compensable work-related injury to the left index finger with consequential disfigurement to the left hand (palm).
2. That claimant's rate for permanent partial disability is adjudicated at \$323.00.
3. That as a result of said injury, claimant has sustained 38% permanent partial disability to the left index finger. At claimant's rate of compensation, this is equal to an award of \$4,786.86, which shall be paid to claimant weekly at the rate of \$323.00 commencing April 6, 2017, until the entire award is paid.
4. That the Claimant is awarded \$200.00 for disfigurement to the left hand (palm).

5. Maximum attorney fees of 20% of the permanent partial disability benefits are awarded herein, pursuant to 85A O.S., §82.
6. Pursuant to 40 O.S., §418, the Respondent-Insurer shall pay to the Oklahoma Tax Commission the Special Occupational Health and Safety tax in the amount of \$37.40, representing three-fourths of one percent of the total workers' compensation losses ordered herein, excluding medical payments and temporary total disability compensation.
7. Pursuant to 85A O.S., §122(B)(2), Respondent, if OWN RISK, shall pay a workers' compensation assessment in the amount of \$95.74 to the Oklahoma Tax Commission, representing two percent (2%) of the (*permanent disability benefits*) herein.
8. That pursuant to Title 85A O.S., §118, 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 to the Workers' Compensation Commission if not previously paid.

IT IS SO ORDERED.

DONE this 15th day of DECEMBER, 2017.

BY ORDER OF:

/s/ 

T SHANE CURTIN
ADMINISTRATIVE LAW JUDGE

mp/EButler

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

Claimant's Attorney: GARY G PROCHASKA
PO BOX 890008
OKLAHOMA CITY, OK 73189-

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 Commission on this date.



Norma McRae
Commission Clerk
December 19, 2017