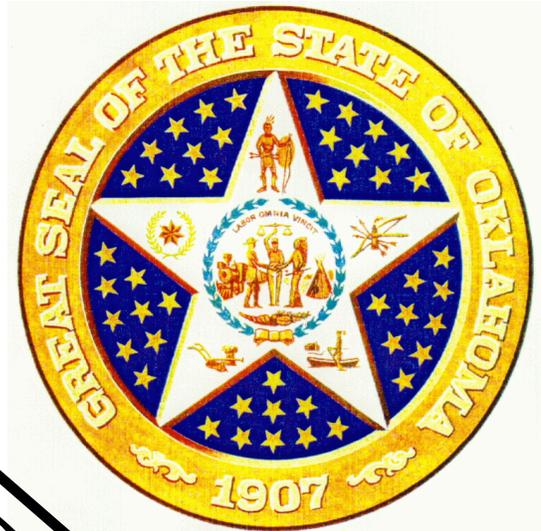


State of Oklahoma



**ANNUAL REPORT**

**2012**

**Workers'  
Compensation  
Court**

June 2013

This publication is issued by the Oklahoma Workers' Compensation Court. Copies have not been printed but are available through the Court's website at: [http://www.owcc.state.ok.us/annual\\_reports.htm](http://www.owcc.state.ok.us/annual_reports.htm).

This report is authorized by requirements of 85 O.S. §367 and is compliant with Oklahoma Statutes.

L. Brad Taylor  
*Presiding Judge*

Michael J. Harkey  
*Vice Presiding Judge*

Bob Lake Grove  
*Judge*

\*Eric W. Quandt  
*Judge*

William R. Foster, Jr.  
*Judge*



STATE OF OKLAHOMA

**WORKERS' COMPENSATION COURT**

1915 NORTH STILES AVENUE  
OKLAHOMA CITY, OK 73105-4918  
(405) 522-8600

\*David P. Reid  
*Judge*

\*Owen T. Evans  
*Judge*

Margaret A. Bomhoff  
*Judge*

Carla Snipes  
*Judge*

Michael Clingman  
*Administrator*

June 30, 2013

Honorable Mary Fallin  
Governor of Oklahoma

Honorable Tom Colbert  
Chief Justice of the Oklahoma Supreme Court

Honorable Brian Bingman  
President Pro Tempore of the Oklahoma State Senate

Honorable T. W. Shannon  
Speaker of the Oklahoma House of Representatives

Members of the 54<sup>th</sup> Oklahoma Legislature

Dear Governor Fallin, Chief Justice Colbert, President Pro Tempore Bingman, Speaker Shannon and Legislators:

I have the privilege of submitting to you the 2012 Annual Report of the Oklahoma Workers' Compensation Court, prepared in accordance with the provisions and requirements of Title 85 O.S., Section 367. The Court is relying on its Internet website and e-mail capabilities to disseminate this report in a cost-effective manner.

Respectfully,

A handwritten signature in cursive script that reads "Michael Clingman".

Michael Clingman  
Court Administrator



STATE OF OKLAHOMA  
Workers' Compensation Court

**ANNUAL REPORT**  
**2012**

L. Brad Taylor  
PRESIDING JUDGE

Michael J. Harkey  
VICE PRESIDING JUDGE

Bob Lake Grove  
JUDGE

David P. Reid  
JUDGE

Eric W. Quandt  
JUDGE

Michael W. McGivern  
JUDGE

William R. Foster, Jr.  
JUDGE

Margaret Bomhoff  
JUDGE

Owen T. Evans  
JUDGE

Carla J. Snipes  
JUDGE

Michael Clingman  
ADMINISTRATOR

June 30, 2013





## **The Workers' Compensation Court of Oklahoma**

**2012**

*(back row)*

**The Honorable  
Margaret A. Bomhoff**

**The Honorable  
Owen T. Evans**

**The Honorable  
Michael W. McGivern**

**The Honorable  
David P. Reid**

**The Honorable  
Carla Snipes**

*(front row)*

**The Honorable  
Bob Lake Grove**

**The Honorable  
Eric W. Quandt**

**The Honorable  
L. Brad Taylor  
Presiding Judge**

**The Honorable  
Michael J. Harkey  
Vice Presiding Judge**

**The Honorable  
William R. Foster, Jr.**



# Table of Contents

<b>Introduction</b> .....	3
<b>General Information</b> .....	5
History, Mission, Organization.....	5
Profiles of the Judges.....	10
<b>Section I - Overview</b>	
Table 1: Rate of Claims Filed, Per 100 Employed: 1989 - 2012.....	21
Table 2: Filings Compared to Employment, by County of Injury.....	22
Table 3: Filings by Month of Accident.....	25
Table 4: Filings by Day of Week of Accident.....	25
Table 5: Filings by Average Weekly Wage of Injured Worker.....	26
<b>Section II - Filings by Part of Body Injured</b>	
Table 6: Distribution of Filings by Part of Body Injured.....	29
<b>Section III - Filings by Cause of Injury</b>	
Table 7: Rank-Order Distribution of Filings by Cause of Injury and Gender.....	33
Table 8: Filings by Nature of Injury, Cause of Injury and Gender (Detail).....	34
<b>Section IV - North American Industry Classification System (NAICS)</b>	
Table 9: NAICS Sectors Compared to Non-Farm Employment: 2008 - 2012.....	39
Table 10: Percent Distribution of Filings by Gender and NAICS Sectors.....	40
Table 11: Percent Distribution of Filings by NAICS Subsectors.....	41
<b>Section V - Filings by Gender</b>	
Figure 1: Percent Distribution of Filings by Gender.....	47
<b>Section VI - Filings by Age</b>	
Table 12: Percent Distribution of Filings by Age and Gender.....	51
Table 13: Filings by Age and NAICS Sectors.....	52
<b>Section VII - Death Filings</b>	
Table 14: Percent Distribution of Death Filings by Gender and NAICS Sectors.....	55
Table 15: Percent Distribution of Death Filings by Gender and Part of Body Injured.....	56
Table 16: Percent Distribution of Death Filings by Gender and Age.....	57
<b>Section VIII - Type of Coverage</b>	
Chart 1: Distribution of Filings by Type of Coverage: 2008 - 2012.....	61
Figure 2: Percent Distribution of Filings by Type of Coverage.....	62

<b>Section IX - Settlements, Dismissals and Court Orders</b>	
Table 17: Select Orders and Settlements: 2008 - 2012 .....	65
Table 18: Orders and Settlements, Calendar Year 2012 (Detail).....	66
Table 19: Judicial Activity .....	68
Table 20: Appellate Activity: 2008 - 2012 .....	69
<b>Section X - Maximum Weekly Compensation Rates</b>	
Chart 2: Maximum Weekly Compensation Rate Chart .....	73
<b>Section XI - Dockets</b>	
Table 21: Hearings Set by Issue or Docket and City of Setting.....	77
<b>Section XII - Dispute Prevention</b>	
Table 22: Inquiries to Counselor Department by Inquirer .....	81
<b>Section XIII - Informal Dispute Resolution</b>	
Mediation .....	87
Judicial Settlement Conferences .....	87
Prehearing Conferences .....	88
Temporary Issue Docket .....	88
Administrative Review of Disputed Medical Charges .....	88
<b>Section XIV - Departmental Activity</b> .....	91
<b>Section XV - Fiscal Year Expenditures</b> .....	99
<b>Section XVI - Legislative Activity</b> .....	103
<b>Section XVII - Boards, Committees and Councils</b> .....	107
<b>Section XVIII - Miscellaneous</b>	
History of Judicial Appointments .....	113
Contact Information .....	125

# Introduction

This report is prepared annually by the Oklahoma Workers' Compensation Court in accordance with the provisions and requirements of Title 85 O.S., Section 367. It provides injury statistics and benefit payment, workload and expenditure data.

The information in this report on injuries, illnesses and deaths is derived from documents filed in calendar year 2012, by the employer, worker, or the dependents of a deceased worker. Injury characteristics are derived from the *First Notice of Accidental Injury and Claim for Compensation* filed by the employer or claimant, and are not necessarily based on a medical diagnosis.

The *Employer's First Notice of Injury* form is used when the matter before the Court is a compromise settlement or involves a provider's *Request for Payment of Charges for Health or Rehabilitation Services* (2/19 claim), and there is no *Employee's First Notice of Accidental Injury and Claim for Compensation* form filed by the worker, or the dependents of a deceased worker.

Information about the development and use of the North American Classification System (NAICS) can be found at the web site of the US Census Bureau, <http://www.census.gov/eos/www/naics>.



# General Information

## History

The Legislature initially enacted laws pertaining to workers' compensation in 1915. The State Industrial Commission administered the process until 1959. In 1959, the Legislature created and transferred jurisdiction to the State Industrial Court. By a vote of the people in 1967, the State Industrial Court became part of the Judicial Department of government. In 1978, the Legislature created the Workers' Compensation Act and transferred its jurisdiction to the newly created Workers' Compensation Court, a court of record with exclusive jurisdiction for workers' compensation issues. The Court consisted of seven judges. The Legislature added one judge in 1981, another in 1985, and brought the total number to ten judges in 1994. In 2010, the Legislature reduced the number of judges from ten to eight. The law provided that the reduction would occur through attrition with the first two judicial vacancies after enactment of the law. The law provided that following gubernatorial nomination, nominees were subject to Senate consideration and requiring confirmation by advice and consent.

In 2011, the Legislature repealed the Workers' Compensation Act and enacted the Workers' Compensation Code. The Code became effective August 26, 2011. Among its many provisions, the Code repealed the 2010 law that reduced the number of judges to eight and restored the total number of judges to ten. No judicial vacancies occurred during the interim period prior to enactment of the Code.

## Mission

The mission of the Workers' Compensation Court is to provide fair and timely procedures for the informal and formal resolution of disputes and identification of issues involving work-related injuries. To this end the Court dedicates itself to carry out this responsibility and to serve the public promptly, courteously and impartially.

## Organization

The Court consists of ten judges. Qualified persons apply for consideration to the Judicial Nominating Commission. The Commission submits three names to the Governor for consideration. The Governor nominates one person and submits the name to the Senate for consideration and requiring confirmation by advice and consent. If the Senate confirms the appointment, the person is sworn in when the judge position is open. Judges appointed pursuant to the Code serve an eight-year term. Judges appointed pursuant to the Workers' Compensation Act did not require Senate confirmation and serve a six-year term.

The Governor appoints a presiding judge to a two-year term. The presiding judge has overall authority for Court functions. The presiding judge may appoint another judge to serve in the absence, infirmity or death of the presiding judge.

The Workers' Compensation Court has offices in Oklahoma City and Tulsa and may conduct hearings in any location in the state. The Code requires assignment of a minimum of three judges to the Tulsa Court with the rest assigned to the Oklahoma City Court. Judges have caseloads that include Oklahoma City and Tulsa venues.

The Workers' Compensation Code provides a remedy for persons injured within the course and scope of their employment. It is an exclusive remedy that does not require proof of negligence. It provides for medical treatment, rehabilitation and compensation for lost wages resulting from a work-related injury. Injuries may result from a single incident, cumulative trauma or occupational illness. It applies to most employment types.

Workers' Compensation Court orders are final and conclusive. A party may appeal an order to the Court sitting en banc or to the Supreme Court. A party may appeal an en banc order to the Supreme Court.

The Administrator is the chief administrative officer of the Court. The Administrator generally supervises Court programs and staff, including the Court's budget, personnel, self-insurance regulation. In addition, the Administrator approves some settlements.

The Court Clerk receives Court filings, certifies documents, prepares and transmits records on appeal, accepts appeal bonds, serves as record custodian and manages the record retention schedule.

The Records Department manages and maintains Court files, processes mail and provides public access to Court files and records, as authorized by law.

The Form 3 Department receives and processes *First Notice of Accidental Injury and Claim for Compensation* forms, creates files, enters data and issues acknowledgments. This department also processes compromise settlement orders.

The Docket Office processes requests for hearings and trials creating judges' daily dockets. In addition, this department issues notices of hearings and trials to all parties.

The Order Processing Office prepares judges' orders for distribution to all parties.

The Insurance Department maintains workers' compensation insurance proof of coverage records for employers in the state. Under authority of the Administrator, it regulates and monitors self-insured employers, self-insured group employers and third-party administrators. Department staff reviews applications, determine financial solvency and review claims history.

The Counselor Program provides information to the public regarding Court functions, programs and activities. This department assists with Court publications, website and workshops and Court Seminars. Additionally, this department manages the Court Mediator certification program.

The Data Processing and Management Information Services Department develops and maintains the Court client-server system, develops applications, coordinates information technology activities with vendors and state agencies and enhances productivity of Court functions through use of technology.

The Court employs court reporters, staff attorneys, administrative personnel and support staff. These positions assist judges, provide support to advisory bodies, process bankrupt self-insured employer claims and manage independent medical examiner, case manager and vocational rehabilitation case manager systems.

## **Activities in 2012**

In addition to activities listed below for calendar year 2012, the Court performed routine duties on a regular basis, as noted in the “Departmental Activity” section. The activities of the Court during 2012, are described in greater detail in the following pages of this Annual Report, together with basic statistics regarding filings made during 2012.

### ***Multiple Injury Trust Fund Assessment***

The Workers’ Compensation Code requires the state Insurance Commissioner, Board of Managers of CompSource Oklahoma, self-insured employers and self-insured employer groups to submit data to the Court Administrator annually by April 15. The Administrator uses the data to determine an annual assessment rate for payment to the Multiple Injury Trust Fund and other entities as the law requires. For the fiscal year ending June 30, 2012, the rate was 1.98% of gross direct written premium or actual paid losses. For the fiscal year beginning July 1, 2012, the assessment rate is 3.39%. The Court provided notice of the rate to payors in advance of the May 1 deadline, as the law requires.

### ***Medical***

The Physician Advisory Committee serves as an advisory group to the Court regarding treatment of workers’ compensation injuries. The Workers’ Compensation Code directs the Committee to adopt Oklahoma Treatment Guidelines that the Court would utilize in place of or in combination with the American Medical Association “Guides to the Evaluation of Permanent Impairment.”

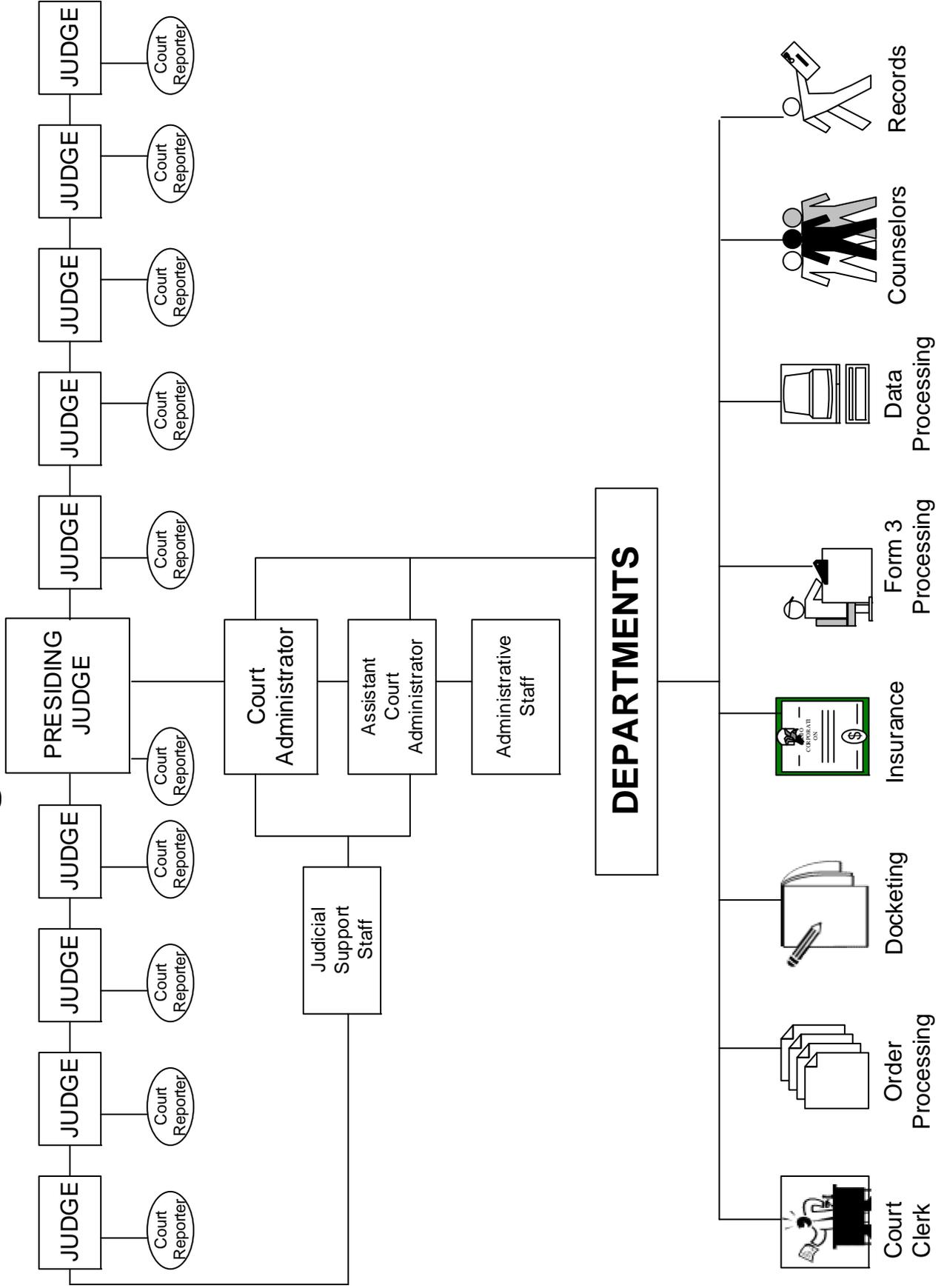
In 2012, the Committee, in conjunction with the Advisory Council on Workers’ Compensation, adopted the use of the Oklahoma Disability Guides (ODG). ODG provides a standard for treatment of workers’ compensation injuries. The Committee and Council adopted the Oklahoma Treatment Guidelines (OTG). OTG provides a standard of treatment for spinal injuries. The Committee and Council submitted OTG and ODG to the Legislature for consideration.

The Court adopted a revised medical fee schedule in 2012. The revisions met Code requirement to achieve an overall cost reduction of 5% from the previous fee schedule.

## ***EDI Committee***

The Workers' Compensation Code mandates the Court to use electronic data interchange (EDI), which will ultimately result in electronic filing and enhance data collection processes. A committee appointed pursuant to the Code met during 2012, and made recommendations regarding: data collection and review; electronic submission of forms and medical reports; utilization of National Council on Compensation Insurance statistical and advisory services; and increased funding for the court to achieve the recommendations. The Court requested additional funding in it's FY-2014 budget request for hardware, software, and additional staffing to implement EDI.

# Workers' Compensation Court (2012) Organizational Chart



# Profiles of the Judges

Judges serving on the Court during calendar year 2012, include the following: The Honorable L. Brad Taylor, The Honorable Michael J. Harkey, The Honorable Gene Prigmore, The Honorable Cherri Farrar, The Honorable Bob Lake Grove, The Honorable John M. McCormick, The Honorable C. Kent Eldridge, The Honorable Eric W. Quandt, The Honorable William R. Foster, Jr., The Honorable Owen T. Evans, The Honorable David P. Reid, The Honorable Michael W. McGivern, The Honorable Margaret Bomhoff, and The Honorable Carla Snipes.

Each Judge hears matters involving workers' compensation disputes, records case dispositions and issues final orders based upon the evidence presented. Judges also approve settlements negotiated between the parties; conduct prehearing conferences and judicial settlement conferences; appoint Independent Medical Examiners (IMEs), medical case managers, vocational rehabilitation evaluators and mediators; oversee the IME, case manager, and court mediation systems; review medical progress reports; participate weekly on three-judge appeal panels; and participate in educational seminars, including periodic conferences sponsored by the Court.

## Judges

### ***The Honorable L. Brad Taylor***

As the Presiding Judge of the Workers' Compensation Court, Judge Taylor is responsible for hearing and deciding cases while analyzing, interpreting statutes and case law. In addition he provides help scheduling and oversight for nine judges and acts as a liaison between the State Senate, State House, Supreme Court and the Workers' Compensation Court.

Prior to being appointed as a judge, he had the unique opportunity to represent both individuals and corporate clients in all stages of workers' compensation ranging from trials to Supreme Court Appeals. Aside from workers' compensation, Judge Taylor has been involved in all aspects of civil litigation from jury trials and administrative proceedings to settlement negotiations, mediation, and arbitration. **Education:** Baylor University, B.B.A.; University of Tulsa, J.D., elected Class President and selected as The Most Outstanding Law Student in his graduating class. Served as an Editor on the nationally recognized Energy Law Journal and was selected by faculty and student body to give a keynote address during graduation. **Publication:** Oklahoma Bar Journal, All That Glitters May Be Gold-Plated When It Comes To Workers' Compensation in Oklahoma. **Lecturer:** Various organizations, educational institutions and numerous Fortune 500 Companies on topics ranging from complex litigation to workers' compensation. **Language:** Mandarin Chinese.

### ***The Honorable Michael J. Harkey***

Judge Harkey graduated from The University of Oklahoma in 1973, and received his Juris Doctorate from Oklahoma City University School of Law in 1976.

He is a member of the Oklahoma State and County Bar Associations. Prior to his appointment to the Workers' Compensation Court in 2006 Judge Harkey was in the private practice of law. Judge Harkey currently serves as Vice Presiding Judge of the Workers' Compensation Court.

### ***The Honorable Gene Prigmore***

Judge Prigmore was born in Freedom, Oklahoma, attended public school in Alva, and in 1966, graduated with a Bachelor of Arts degree from Northwestern State College in Alva. Judge Prigmore then served two years in the U.S. Army, 24th Infantry Division, 1966-68. After completing his military service he spent the next ten years teaching, counseling and coaching in various Kansas and Oklahoma public school systems, including head football and track coach at Capitol Hill High School. He earned a Masters Degree in Counseling from Central State University in 1973. In 1978, he began his legal education and received his Juris Doctorate from the University of Oklahoma College of Law in 1980.

Judge Prigmore served on the Oklahoma City Board of Education from 1986 to 1989. He served as an Adjunct Professor in the Paralegal Program at Rose State College from 1989 - 1990. Judge Prigmore has been a member of the Oklahoma Bar Association since 1980, and the Oklahoma County Bar Association since 2001.

Judge Prigmore was in private practice with an emphasis in sports and workers' compensation law until 1992, when he became General Counsel for the Oklahoma Special Indemnity Fund (now known as the Multiple Injury Trust Fund).

In November 1998, Judge Prigmore was appointed to the Workers' Compensation Court by Governor Frank Keating to complete an unexpired term. In July 2000, he was reappointed by Governor Frank Keating for a six-year term. In December 2004, Governor Brad Henry appointed Judge Prigmore to a two-year term as Presiding Judge of the Workers' Compensation Court, effective January 1, 2005. In July 2006, Judge Prigmore was appointed by Governor Brad Henry to an additional six-year term.

In 2012 Judge Prigmore was nominated and accepted as a Fellow of the College of Workers' Compensation Lawyers. Judge Prigmore is one of only three Oklahoma lawyers accepted to this prestigious national College. Judge Prigmore retired July 1, 2012 and will continue his service to the State of Oklahoma as an Active Retired Judge.

### ***The Honorable Cherri Farrar***

Cherri Farrar was originally appointed as a judge of the Workers' Compensation Court by the Honorable Frank Keating in June 2000. In July 2006, Judge Farrar was reappointed for another six-year term. Prior to her appointment to the Court, Judge Farrar was in private practice.

Judge Farrar received her Juris Doctorate from the University of Oklahoma College of Law in 1986. She is the recipient of certifications from the National Institute of Trial Advocacy and the National Association of Criminal Defense Lawyers for studies in advanced trial techniques. She received a Bachelor of Arts degree in Political Science from Central State University in 1982.

Judge Farrar is a Master of the Bench of the William J. Holloway, Jr., American Inn of Court (currently inactive), and is a member of the Oklahoma Bar Association and Oklahoma County Bar Association.

### ***The Honorable John Michael McCormick***

John McCormick was born in Oklahoma City in 1947. He attended old Central High School in downtown Oklahoma City and graduated in 1966. Judge McCormick served 3 years active military duty in the U. S. Army from February 1967, to February 1970; he served one tour of duty in Vietnam from August 1967, to September 1968, and was later a member of the U.S. Army Judge Advocate General Corps. Judge McCormick received his Bachelor of Arts degree from the University of Oklahoma in 1974, and his Juris Doctorate from Oklahoma City University School of Law in 1978.

Judge McCormick served the State of Oklahoma as an Assistant Attorney General under Attorney General W.A. Drew Edmondson from 1997, until his appointment to the bench in 2006. His prior law practice includes service as Deputy General Counsel of the Oklahoma City Public Schools, and Deputy General Counsel for the Department of Human Services.

Judge McCormick also has public service as an elected official. In 1985, he was elected to a four-year term to the Metro Tech School Board, Vocational District 22, Seat 2. Before joining the Workers' Compensation Court, Judge McCormick served as an adjunct professor for 18 years at Rose State College and Oklahoma City Community College.

### ***The Honorable C. Kent Eldridge***

Judge Eldridge earned his B.A. in Political Science from the University of Oklahoma. Following graduation from the University of Oklahoma School of Law (1976), he served as a Public Defender. He then became a solo practitioner in 1981, and maintained a trial practice of criminal and civil litigation in state and federal courts and administrative tribunals, including many jury and non-jury trials.

Professional affiliations include the Oklahoma Bar Association, Oklahoma County Bar Association, and Ruth Bader Ginsburg Inn of Court (Master). Judge Eldridge has spoken at many law seminars, and while in private practice served as an expert witness on numerous occasions.

Judge Eldridge is an active member of St. Paul's Episcopal Cathedral and is serving on the Vestry. He also serves on the Board of the Oakerhater Episcopal Center, home to the Whirlwind Mission in Watonga, Oklahoma. Judge Eldridge served as an Assistant Scoutmaster, Westminster Presbyterian Church, Troop 4, Oklahoma City, 1996 - 2005. His marriage to Lea Crawford Eldridge and his children Julie, Jim and Jackson are his greatest accomplishments.

Governor Brad Henry appointed Judge Eldridge to the Workers' Compensation Court in July 2006. In May 2009, Governor Brad Henry appointed Judge Eldridge as Presiding Judge of the Workers' Compensation Court, effective May 22, 2009.

### ***The Honorable Bob Lake Grove***

Bob Lake Grove graduated from the University of Oklahoma with a B.A., and the University of Oklahoma School of Law with a Juris Doctorate. During that time he was active in Student Government, serving both in the Student Senate, and as Chairman of the University Judicial Board.

In his first position as an attorney, he engaged almost exclusively in workers' compensation litigation. Following, he served as Assistant District Attorney of Oklahoma County for nearly five years as a felony trial prosecutor. During this time he instructed at the Oklahoma City Police Academy and acted as a spokesman for the District Attorney for the release of prosecution information.

After his tenure as a prosecutor, he accepted litigation in the fields of criminal defense, matrimonial law, child custody, business litigation, probate contests and workers' compensation. His representation included appearances and trials in federal, state and municipal courts throughout the state, as well as arguments before the Supreme Court and Court of Criminal Appeals in Oklahoma. In addition, he has spoken at many legal seminars and to various civic groups. While in private practice he participated in television productions and radio shows with legal subject matter.

In 2007, he accepted the position of Operation Attorney for CompSource Oklahoma. Thereafter, Governor Brad Henry appointed him to a six-year term to the Worker's Compensation Court commencing in 2008.

His trial experience exceeds 200 jury trials to completion, over 1,500 unassisted preliminary hearings, and in excess of 2,000 non-jury trials.

### ***The Honorable Judge Eric W. Quandt***

Judge Quandt received his Bachelor of Arts degree from the University of Wisconsin, Madison in 1985. In 1988, he received his Juris Doctorate from the University of Tulsa College of Law.

He is a member of the Oklahoma Bar Association and the Tulsa County Bar Association. Prior to his appointment to the Court, he was in private practice for 20 years, 17 years as a sole practitioner. In July 2008, Judge Quandt was appointed to the Workers' Compensation Court by Governor Brad Henry.

Judge Quandt served as Vice Presiding Judge of the Workers' Compensation Court during 2011 and 2012.

### ***The Honorable William R. Foster, Jr.***

Judge Foster graduated from Arkansas State University in 1989, with a Bachelor of Arts in Political Science. In 1992, Judge Foster received his Juris Doctorate from the University of Arkansas. Upon graduation from law school Judge Foster entered private practice in Nashville, Tennessee with the law office of Lionel R. Barrett.

Judge Foster is currently admitted to practice law in Oklahoma, Tennessee and Pennsylvania (currently inactive). From 1993 to 1999, he worked as an attorney for the Oklahoma Indigent Defense System. Following this, and prior to his appointment as a judge to the Workers' Compensation Court, Judge Foster clerked part time for the Honorable Charles S. Chapel, from April, 1999 to August, 2008, former judge of the Oklahoma Court of Criminal Appeals.

### ***The Honorable Owen T. Evans***

Owen T. Evans was born in Dubuque, Iowa, in 1957. Judge Evans was raised in Bradford, Pennsylvania, and in 1979, received a Bachelor of Science degree from Syracuse University.

Judge Evans and his wife Lori moved to Tulsa, Oklahoma in 1982. He received his Juris Doctorate from the University of Tulsa College of Law in 1985.

Judge Evans practiced Workers' Compensation defense law for 20 years before being appointed to the bench by Governor Brad Henry in September, 2010. Judge Evans served as chairman of the Court's Rules Committee which revised and rewrote many court rules following the legislative enactment of the 2011 Workers' Compensation Code.

Judge Evans and Lori are members and Elders of John Knox Presbyterian Church in Tulsa, Oklahoma. They have two adult children, Bryn Robert of Fort Collins, Colorado, and Megan Kathryn of Tulsa, Oklahoma.

### ***The Honorable David P. Reid***

Judge Reid is originally from Tulsa, Oklahoma, and attended high school in Broken Arrow, Oklahoma. He obtained a Bachelor of Arts degree in Business Administration from Dallas Baptist University in 1976, where he majored in accounting. Judge Reid received his Juris Doctorate from the University of Oklahoma College of Law in 1979, and served on the Law Review and was selected for the *Order of the Coif*.

Judge Reid was a Judicial Legal Intern for the Oklahoma Supreme Court while in law school and subsequently served as a law clerk for the United States Bankruptcy Court, Eastern District of Oklahoma. In addition he also served as a Workers' Compensation Court certified mediator. Judge Reid was in the private practice of law for 30 years in Tulsa and Okmulgee, Oklahoma. During the first 13 years of practice he represented both individuals and employers. During the remaining 17 years, his representation before the Workers' Compensation Court was focused primarily on the representation of employers.

Judge Reid has been admitted to practice before the United States Court of Appeals, Tenth Circuit Court in Denver, Colorado, as well as the United States District Courts for the Northern and Eastern Districts of Oklahoma.

Judge Reid resides in Tulsa, Oklahoma, where his wife Charlene teaches school and his son Brett attends college. He was appointed by Governor Brad Henry to the Workers' Compensation Court on September 10, 2010, having been sworn into office on September 15, 2010.

### ***The Honorable Michael W. McGivern***

Michael W. McGivern received his Bachelor of Science degree from the University of Tulsa in 1974. He received his Juris Doctorate from Tulsa University College of Law in 1980. He represented employers and third-party administrators in workers' compensation matters for over 30 years, handling thousands of cases to conclusion. He also served as a workers' compensation mediator. He is past chairman and treasurer of the Workers' Compensation Section and the Oklahoma Association of Defense Counsel.

Judge McGivern is a member of the Tulsa County and State Bar Associations. He is a Fellow of the Oklahoma Bar Foundation. He is a frequent presenter at professional education programs for attorneys, private groups, and schools, regarding workers' compensation topics.

### ***The Honorable Margaret Bomhoff***

Judge Bomhoff attended the University of Oklahoma, graduating with a B.A. in Letters with Distinction, in 1984. During her undergraduate studies, Judge Bomhoff was elected to Phi Beta Kappa. In 1987, Judge Bomhoff received her Juris Doctorate from the University of Oklahoma School of Law

Prior to her appointment to the Court, Judge Bomhoff practiced law for 25 years, most recently in the position of shareholder at Fellers, Snider, Blankenship, Bailey and Tippins, in Oklahoma City. During the last 20 years, she devoted her law practice to representing Employers and Insurance Carriers before the Workers' Compensation Court.

During her legal career, Judge Bomhoff was awarded the *2011 Best Lawyer, Workers' Compensation Lawyer of the Year*, and *2011 Bar Register of Preeminent Women Attorneys*.

Judge Bomhoff has been married to Tim Bomhoff since 1987, and is a mother to her 3 children, Jack, Scott and Kristen, all of whom attend the University of Oklahoma.

### ***The Honorable Carla Snipes***

Judge Snipes was born in Oklahoma City in 1957.

Judge Snipes attended Oklahoma City University, where she received a Bachelor of Science in 1980, and a Juris Doctorate in 1989.

Judge Snipes is a member of the Oklahoma Bar Association. She was appointed to the Workers' Compensation Court of Oklahoma by Governor Mary Fallin in 2012. Prior to her appointment to the bench, Judge Snipes worked for the Vassar Law Firm in Oklahoma City, and the State Insurance Fund, currently known as CompSource Oklahoma. Judge Snipes has represented both workers and employers in more than 2,000 trials at the Workers' Compensation Court.

Judge Snipes has been happily married to Marshall Snipes since 1994.





## **Section I - Overview**



**Table 1**  
**Rate of Claims Filed Per 100 Employed: 1989 - 2012**

Year	Employer's First Notice of Injury (Form 2) Filings <sup>1</sup>	Claimant Filings <sup>2</sup>	State Employment Levels <sup>3</sup>	Rate of Claims Filed Per 100 Workers <sup>4</sup>	Rate of Employer's First Notice of Injury (Form 2 Filings Per 100 Workers <sup>5</sup>
1989	97,912	20,311	1,163,800	1.75	8.41
1990	122,988	23,530	1,195,922	1.97	10.28
1991	94,195	24,654	1,211,000	2.04	7.78
1992	84,259	24,748	1,221,700	2.03	6.90
1993	84,757	25,863	1,199,600	2.16	7.07
1994	92,594	27,959	1,234,400	2.26	7.50
1995	100,363	25,817	1,272,500	2.03	7.89
1996	92,937	24,167	1,309,700	1.85	7.10
1997	88,892	21,959	1,347,800	1.63	6.60
1998	84,756	20,832	1,396,300	1.49	6.07
1999	83,289	19,999	1,416,500	1.41	5.88
2000	82,920	19,086	1,437,000	1.33	5.77
2001	75,462	19,553	1,463,200	1.34	5.16
2002	67,190	18,474	1,434,905	1.29	4.68
2003	61,452	17,390	1,405,900	1.24	4.37
2004	58,065	16,933	1,424,300	1.19	4.08
2005	55,844	15,670	1,464,500	1.07	3.81
2006	54,237	14,853	1,507,100	0.99	3.60
2007	51,197	14,888	1,521,100	0.98	3.37
2008	52,477	15,364	1,550,300	0.99	3.38
2009	51,715	15,765	1,492,100	1.06	3.47
2010	50,054	14,656	1,475,700	0.99	3.39
2011	44,216	13,906	1,500,900	0.93	2.95
2012	45,590	14,726	1,559,400	0.94	2.92

<sup>1</sup> Reflects the number of Form 2 (Employer's First Notice of Injury) filings made by an employer when there is a work-related injury which results in the loss of time beyond the shift or which requires medical attention away from the work site, fatal or otherwise, received by the employer's employees. Form 2s filed with the Court are confidential and not subject to public disclosure except as authorized by law.

<sup>2</sup> Beginning in 2005, reflects claims for compensation filed by a worker (Form 3, 3A, 3B). Death filings are included in the count. Prior to 2005, claimant filings also included claims for compensation filed by a medical or rehabilitation provider (2/19 claims) when there is a notice of injury filed by the employer (Form 2) but no claim for compensation filed by the worker (Form 3, 3A, 3B). Separate counting of 2/19 claims began in 1990. 2/19 claims data for 1990 through 2011, are as follows: 1990=1; 1991=2; 1992=1; 1993=12; 1994=22; 1995=45; 1996=96; 1997=51; 1998=27; 1999=38; 2000=33; 2001=88; 2002=151; 2003=172; 2004=196; 2005=61; 2006=58; 2007=79; 2008=56, 2009=73, 2010=123, 2011=54 and 2012=11.

<sup>3</sup> State Employment Data is provided by the Bureau of Labor Statistics, Quarterly Census of Employment and Wages, QCEW Labor Force Data, reporting Statewide Non-farm Payroll. Federal Government employees have been excluded since 1993.

<sup>4</sup> Represents the number of injuries and illnesses per 100 workers, calculated as (C/EL x 100) where C = number of injuries and illnesses reflected by claimant filings and EL = state employment level.

<sup>5</sup> Represents the number Employer's First Notice of Injury filings (Form 2) per 100 workers, calculated as (E/EL x 100) where E = number of Form 2 filings and EL = state employment level.

**Table 2**  
**Filings Compared to Employment by County of Injury**  
**2012**

County	Average Annual Employment <sup>1</sup>	Percent of Employment	All Filings		Percent of Employment Making Filing <sup>3</sup>	Number of Death Filings <sup>4</sup>
			Count <sup>2</sup>	Percent		
Adair	9,548	0.56%	24	0.16%	0.25%	0
Alfalfa	2,790	0.16%	28	0.19%	1.00%	0
Atoka	5,746	0.34%	21	0.14%	0.37%	0
Beaver	3,587	0.21%	16	0.11%	0.45%	1
Beckham	14,654	0.90%	110	0.75%	0.75%	3
Blaine	4,237	0.25%	49	0.33%	1.16%	0
Bryan	18,828	1.10%	106	0.72%	0.56%	0
Caddo	12,051	0.71%	64	0.43%	0.53%	1
Canadian	55,763	3.30%	216	1.47%	0.38%	3
Carter	27,499	1.61%	377	2.56%	1.38%	4
Cherokee	21,857	1.30%	88	0.60%	0.40%	0
Choctaw	6,380	0.40%	26	0.18%	0.41%	1
Cimarron	1,041	0.10%	4	0.03%	0.38%	0
Cleveland	125,024	7.30%	469	3.18%	0.38%	1
Coal	2,619	0.15%	17	0.12%	0.65%	0
Comanche	43,209	2.60%	387	2.63%	0.90%	1
Cotton	3,154	0.12%	12	0.08%	0.38%	0
Craig	6,741	0.40%	56	0.38%	0.83%	0
Creek	29,399	1.72%	193	1.31%	0.66%	2
Custer	16,591	1.00%	97	0.66%	0.59%	0
Delaware	18,521	1.08%	64	0.43%	0.35%	1
Dewey	2,787	0.16%	30	0.20%	1.08%	1
Ellis	2,820	0.17%	23	0.16%	0.82%	2
Garfield	32,816	1.92%	236	1.60%	0.72%	2
Garvin	14,503	0.85%	151	1.02%	1.04%	2
Grady	22,968	1.34%	152	1.03%	0.66%	2
Grant	2,633	0.15%	29	0.20%	1.10%	0

**Table 2 (continued)**

County	Average Annual Employment <sup>1</sup>	Percent of Employment	All Filings		Percent of Employment Making Filing <sup>3</sup>	Number of Death Filings <sup>4</sup>
			Count <sup>2</sup>	Percent		
Greer	1,856	0.11%	14	0.09%	0.75%	0
Harmon	1,394	0.01%	7	0.05%	0.50%	0
Harper	1,914	0.11%	15	0.10%	0.78%	2
Haskell	5,187	0.30%	28	0.19%	0.54%	0
Hughes	5,413	0.31%	40	0.27%	0.74%	0
Jackson	11,431	0.67%	86	0.58%	0.75%	0
Jefferson	2,217	0.13%	9	0.06%	0.41%	0
Johnston	4,722	0.28%	44	0.30%	0.93%	1
Kay	20,646	1.21%	199	1.35%	0.96%	0
Kingfisher	7,770	0.46%	54	0.37%	0.69%	1
Kiowa	3,767	0.22%	16	0.11%	0.42%	0
Latimer	4,001	0.23%	26	0.18%	0.65%	0
LeFlore	17,659	1.03%	375	2.54%	2.12%	0
Lincoln	14,413	0.84%	72	0.49%	0.50%	2
Logan	19,112	1.12%	68	0.46%	0.36%	1
Love	5,685	0.33%	25	0.17%	0.44%	0
McClain	15,640	0.92%	90	0.61%	0.58%	1
McCurtain	13,918	0.81%	103	0.70%	0.74%	0
McIntosh	8,242	0.50%	32	0.22%	0.39%	0
Major	4,224	0.25%	24	0.16%	0.57%	0
Marshall	6,392	0.37%	63	0.43%	0.99%	0
Mayes	17,527	1.03%	123	0.83%	0.70%	0
Murray	9,180	0.54%	76	0.52%	0.83%	2
Muskogee	29,514	1.73%	207	1.40%	0.70%	1
Noble	5,614	0.33%	70	0.47%	1.25%	2
Nowata	4,842	0.28%	10	0.07%	0.21%	1
Okfuskee	4,426	0.26%	25	0.17%	0.56%	0
Oklahoma	322,341	18.90%	3,547	24.07%	1.10%	15
Okmulgee	15,160	0.89%	111	0.75%	0.73%	2

**Table 2 (continued)**

County	Average Annual Employment <sup>1</sup>	Percent of Employment	All Filings		Percent of Employment Making Filing <sup>3</sup>	Number of Death Filings <sup>4</sup>
			Count <sup>2</sup>	Percent		
Osage	19,728	1.15%	78	0.53%	0.40%	0
Ottawa	17,411	1.02%	85	0.58%	0.49%	0
Pawnee	6,954	0.41%	23	0.16%	0.33%	0
Payne	34,996	2.05%	316	2.14%	0.90%	2
Pittsburg	22,371	1.31%	140	0.95%	0.63%	1
Pontotoc	20,498	1.20%	126	0.85%	0.61%	1
Pottawatomie	34,091	2.00%	254	1.72%	0.75%	2
Pushmataha	5,048	0.30%	24	0.16%	0.48%	0
Roger Mills	2,344	0.14%	32	0.22%	1.37%	1
Rogers	39,292	2.30%	210	1.42%	0.53%	0
Seminole	10,484	0.61%	81	0.55%	0.77%	0
Sequoyah	15,187	0.89%	51	0.35%	0.34%	0
Stephens	21,997	1.29%	165	1.12%	0.75%	2
Texas	7,287	0.43%	162	1.10%	2.22%	1
Tillman	3,214	0.19%	24	0.16%	0.75%	0
Tulsa	283,294	16.58%	3,023	20.51%	1.07%	11
Wagoner	33,356	1.95%	79	0.54%	0.24%	2
Washington	27,799	1.63%	103	0.70%	0.37%	1
Washita	6,268	0.37%	19	0.13%	0.30%	0
Woods	5,206	0.31%	52	0.35%	1.00%	3
Woodward	12,886	0.75%	75	0.51%	0.058%	2
Out of State <sup>5</sup>			354	2.40%		7
Other <sup>6</sup>			657	4.46%		4
<b>TOTALS<sup>7</sup></b>	<b>1,708,797</b>	<b>100.00%</b>	<b>14,737</b>	<b>100.00%</b>		<b>98</b>

<sup>1</sup> Source: Bureau of Labor Statistics, Local Area Unemployment Statistics, LAUS Labor Force Data. Includes agricultural and federal employment.

<sup>2</sup> Death filings are included in the count of all filings.

<sup>3</sup> Represents the percentage of filings made per county of injury, calculated as C/EL where C = count of all filings for the county and EL = county employment level.

<sup>4</sup> Subset of all filings.

<sup>5</sup> "Out of State" includes injuries, illnesses and deaths occurring out of state or overseas.

<sup>6</sup> "Other" includes place unknown and missing data.

<sup>7</sup> Percentage totals may differ due to rounding.

**Table 3**  
**Filings by Month of Accident**  
**2012**

<b>Month</b>	<b>All Filings<sup>1</sup></b>	<b>% of Filings</b>	<b>Death Filings</b>
January	1,167	7.9%	4
February	1,227	8.3%	7
March	1,222	8.3%	6
April	1,345	9.1%	5
May	1,219	8.3%	7
June	1,340	9.1%	10
July	1,192	8.1%	8
August	1,425	9.7%	13
September	1,163	7.9%	10
October	1,178	8.0%	9
November	1,205	8.2%	15
December	1,054	7.2%	4
<b>TOTALS<sup>2</sup></b>	<b>14,737</b>	<b>100%</b>	<b>98</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> Percentage totals may differ due to rounding.

**Table 4**  
**Filings by Day of Week of Accident**  
**2012**

<b>Day of Week</b>	<b>All Filings<sup>1</sup></b>	<b>% of Filings</b>	<b>Death Filings</b>
Monday	2,548	17.3%	26
Tuesday	2,639	17.9%	12
Wednesday	2,493	16.9%	9
Thursday	2,500	17.0%	19
Friday	2,474	16.8%	11
Saturday	1,113	7.6%	11
Sunday	973	6.6%	10
<b>TOTALS<sup>2</sup></b>	<b>14,737</b>	<b>100%</b>	<b>98</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> Percentage totals may differ due to rounding.

**Table 5**  
**Filings by Average Weekly Wage of Injured Worker**  
**2012**

Amount of Weekly Wages	All Filings <sup>1</sup>	Percent	Death Filings
Under \$150	63	0.4%	0
\$150 - \$199	84	0.6%	0
\$200 - \$249	197	1.3%	0
\$250 - \$299	300	2.0%	2
\$300 - \$349	612	4.2%	1
\$350 - \$399	662	4.5%	3
\$400 - \$449	909	6.2%	5
\$450 - \$499	648	4.4%	6
\$500 - \$549	876	5.9%	6
\$550 - \$599	550	3.7%	2
\$600 - \$649	793	5.4%	2
\$650 - \$699	469	3.2%	2
\$700 - \$749	540	3.7%	2
\$750 - \$799	379	2.6%	2
\$800 - \$849	419	2.8%	3
\$850 - \$899	259	1.8%	1
\$900 - \$949	271	1.8%	3
\$950 - \$999	172	1.2%	1
\$1,000 - \$1,999	1,474	10.0%	19
\$2,000 - \$2,999	67	0.5%	1
\$3,000 - \$3,999	16	0.1%	2
\$4,000 - \$4,999	2	0.0%	0
\$5,000 or more	2	0.0%	1
Unknown	4,973	33.7%	34
<b>TOTALS<sup>2</sup></b>	<b>14,737</b>	<b>100%</b>	<b>98</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> Percentage totals may differ due to rounding.

## **Section II - Filings by Part of Body Injured**



**Table 6**  
**Distribution of Filings by Part of Body Injured**  
**2012**

<b>Body Part</b>	<b>Count<sup>1</sup></b>	<b>Percent</b>	<b>Death Filings</b>
Abdomen	95	0.6%	1
Ankle(s)	241	1.6%	0
Arm(s)	660	4.5%	0
Back	2,882	19.6%	4
Body Systems	40	0.3%	5
Brain	13	0.1%	2
Chest	74	0.5%	3
Circulatory System	42	0.3%	9
Digestive System	12	0.1%	0
Ear, inner	296	2.0%	0
Ear, outer	5	0.0%	0
Ear, unspecified	0	0.0%	0
Elbow(s)	204	1.3%	0
Excretory System	8	0.1%	1
Eye(s)	121	0.8%	0
Face	79	0.5%	0
Feet	632	4.3%	0
Finger(s)	574	3.9%	0
Forearm	41	0.2%	0
Hand(s)	1,592	10.8%	1
Head	503	3.4%	10
Hip(s)	275	1.8%	1
Jaw	9	0.1%	0
Knee(s)	1,628	11.1%	0
Leg(s)	565	3.8%	0
Lower Body	5	0.0%	0
Mouth	24	0.2%	1
Multiple Parts	70	0.5%	42
Muscular/Skeletal System	4	0.0%	0
Neck	1,070	7.3%	0
Nervous System	28	0.2%	5
Nose	21	0.1%	0
Other Systems	0	0.0%	0
Respiratory System	198	1.3%	6
Scalp	0	0.0%	0
Shoulder(s)	2,249	15.2%	0
Side	16	0.1%	0
Skull	2	0.0%	0
Thigh(s)	13	0.1%	0
Toe(s)	20	0.1%	0
Trunk	5	0.0%	0
Upper Extremities	20	0.1%	0
Wrist(s)	387	2.6%	0
Nonclassifiable	5	0.0%	1
Unspecified	9	0.1%	6
<b>TOTALS<sup>2</sup></b>	<b>14,737</b>	<b>100%</b>	<b>98</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> Percentage totals may differ due to rounding.



## **Section III - Filings by Cause of Injury**



**Table 7**  
**Rank-Order Distribution of Filings by Nature of Injury and Gender**  
**2012**

Injury Cause	All Filings <sup>1</sup>		Gender <sup>2</sup>			
	Count	Percent <sup>3</sup>	Count	Percent <sup>4</sup>	Count	Percent <sup>5</sup>
Fall, Slip Or Trip Injury	3,480	23.6%	2,026	21.3%	1,454	27.7%
Repetitive Motion	2,548	17.3%	1,250	13.2%	1,298	24.7%
Cut, Puncture, Scrape	2,036	13.8%	1,402	14.8%	634	12.1%
Struck Or Injured By	1,921	13.0%	1,273	13.4%	648	12.4%
Miscellaneous Not Otherwise Classified	1,658	11.3%	1,196	12.6%	462	8.8%
Strain Or Injury By	1,135	7.7%	838	8.8%	297	5.7%
Motor Vehicle	673	4.6%	516	5.4%	157	3.0%
Caught In, Under or Between	659	4.5%	523	5.5%	136	2.6%
Burn or Scald - Heat Or Cold Exposures	316	2.1%	240	2.5%	76	1.4%
Striking Against Or Stepping On	311	2.1%	228	2.4%	83	1.6%
<b>TOTALS<sup>6</sup></b>	<b>14,737</b>	<b>100%</b>	<b>9,492</b>	<b>100%</b>	<b>5,245</b>	<b>100%</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> There were zero (0) filings which did not indicate the gender of the injured worker.

<sup>3</sup> Represents the percentage of total filings by injury cause.

<sup>4</sup> Represents the percentage of male gender filings by injury cause.

<sup>5</sup> Represents the percentage of female gender filings by injury cause.

<sup>6</sup> Percentage totals may differ due to rounding.

**Table 8**  
**Filings by Nature of Injury, Cause of Injury and Gender (Detail)**  
**2012**

Injury Cause	All Filings <sup>1</sup>		Gender <sup>2</sup>			
	Count	Percent <sup>3</sup>	Count	Percent <sup>4</sup>	Male	Female
<b>BURN OR SCALD—HEAT OR COLD EXPOSURES</b>	<b>316</b>	<b>2.1%</b>	<b>240</b>	<b>2.5%</b>	<b>76</b>	<b>1.4%</b>
Chemicals	73	0.5%	49	0.5%	24	0.5%
Contact, Hot Object or Substances	89	0.6%	62	0.7%	27	0.5%
Cold Objects or Substances	0	0.0%	0	0.0%	0	0.0%
Temperature Extremes	53	0.4%	47	0.5%	6	0.1%
Fire or Flame	11	0.1%	10	0.1%	1	0.0%
Steam or Hot Fluids	1	0.0%	1	0.0%	0	0.0%
Dust, Gases, Fumes	37	0.3%	22	0.2%	15	0.3%
Welding Operations	7	0.0%	7	0.1%	0	0.0%
Radiation	4	0.0%	3	0.0%	1	0.0%
Abnormal Air Pressure	1	0.0%	1	0.0%	0	0.0%
Electrical Current	39	0.3%	37	0.4%	2	0.0%
Contact With NOC	1	0.0%	1	0.0%	0	0.0%
<b>CAUGHT IN, UNDER OR BETWEEN</b>	<b>659</b>	<b>4.5%</b>	<b>523</b>	<b>5.5%</b>	<b>136</b>	<b>2.6%</b>
Machinery	15	0.1%	12	0.1%	3	0.1%
Object Handled	34	0.2%	20	0.2%	14	0.3%
Collapsing Materials	3	0.0%	2	0.0%	1	0.0%
Caught In/Between NOC	607	4.1%	489	5.2%	118	2.2%
<b>CUT, PUNCTURE, SCRAPE</b>	<b>2,036</b>	<b>13.8%</b>	<b>1,402</b>	<b>14.8%</b>	<b>634</b>	<b>12.1%</b>
Cut/Scrape by Broken Glass	1	0.0%	1	0.0%	0	0.0%
Hand Tool, Not Powered	85	0.6%	75	0.8%	10	0.2%
Object Being Lifted or Handled	1,836	12.5%	1,227	12.9%	609	11.6%
Powered Hand Tool	50	0.3%	50	0.5%	0	0.0%
Cut/Puncture/Scrape NOC	64	0.4%	49	0.5%	15	0.3%
<b>FALL, SLIP OR TRIP INJURY</b>	<b>3,480</b>	<b>23.6%</b>	<b>2,026</b>	<b>21.3%</b>	<b>1,454</b>	<b>27.7%</b>
Fall/Slip - Different Level	712	4.8%	547	5.8%	165	3.1%
Fall/Slip - From Ladder, Scaffold	309	2.1%	259	2.7%	50	1.0%
Fall/Slip - From Liquid						
Grease spills	364	2.5%	126	1.3%	238	4.5%
Fall/Slip - Into Opening	140	0.9%	116	1.2%	24	0.5%
Fall/Slip - On Same Level	0	0.0%	0	0.0%	0	0.0%
Slipped, Did Not Fall	13	0.1%	11	0.1%	2	0.0%
Fall/Slip - On Ice or Snow	131	0.9%	79	0.8%	52	1.0%
Fall/Slip - On Stairs	160	1.1%	77	0.8%	83	1.6%
Fall/Slip/Trip NOC	1,651	11.2%	811	8.5%	840	16.0%

**Table 8 (continued)**  
**Filings by Nature of Injury, Cause of Injury and Gender (Detail)**  
**2012**

Injury Cause	All Filings <sup>1</sup>		Gender <sup>2</sup>			
	Count	Percent <sup>3</sup>	Count	Percent <sup>4</sup>	Male	Female
<b>MOTOR VEHICLE</b>	<b>673</b>	<b>4.6%</b>	<b>516</b>	<b>5.4%</b>	<b>157</b>	<b>3.0%</b>
Crash of Water Vehicle	0	0.0%	0	0.0%	0	0.0%
Crash of Rail Vehicle	7	0.0%	7	0.1%	0	0.0%
Motor Vehicle/Collision	601	4.1%	452	4.8%	149	2.8%
Fixed Object/Collision	2	0.0%	1	0.0%	1	0.0%
Airplane Crash	2	0.0%	2	0.0%	0	0.0%
Vehicle Upset	60	0.4%	53	0.6%	7	0.1%
Motor Vehicle NOC	1	0.0%	1	0.0%	0	0.0%
<b>STRAIN OR INJURY BY</b>	<b>1,135</b>	<b>7.7%</b>	<b>838</b>	<b>8.8%</b>	<b>297</b>	<b>5.7%</b>
Continual Noise	289	2.0%	244	2.6%	45	0.9%
Twisting	221	1.5%	140	1.5%	81	1.5%
Jumping	43	0.3%	41	0.4%	2	0.0%
Holding or Carrying	5	0.0%	5	0.1%	0	0.0%
Lifting	25	0.2%	16	0.2%	9	0.2%
Pushing or Pulling	506	3.4%	364	3.8%	142	2.7%
Reaching	34	0.2%	20	0.2%	14	0.3%
Using Tool or Machine	7	0.0%	5	0.1%	2	0.0%
Welding/Throwing	0	0.0%	0	0.0%	0	0.0%
Repetitive Motion	1	0.0%	1	0.0%	0	0.0%
Strain/Injury, NOC	4	0.0%	2	0.0%	2	0.0%
<b>STRIKING AGAINST OR STEPPING ON</b>	<b>311</b>	<b>2.1%</b>	<b>228</b>	<b>2.4%</b>	<b>83</b>	<b>1.6%</b>
Striking/Stepping on Moving Parts	2	0.0%	2	0.0%	0	0.0%
Lifted/Handled Object	22	0.1%	17	0.2%	5	0.1%
Sand, Scrape or Cleaning Operations	1	0.0%	1	0.0%	0	0.0%
Stationary Object	0	0.0%	0	0.0%	0	0.0%
Step on Sharp Object	12	0.1%	11	0.1%	1	0.0%
Strike Against/Step on, NOC	274	1.9%	197	2.1%	77	1.5%
<b>STRUCK OR INJURED BY</b>	<b>1,921</b>	<b>13.0%</b>	<b>1,273</b>	<b>13.4%</b>	<b>648</b>	<b>12.4%</b>
Person (Not in the Act of a Crime)	166	1.1%	39	0.4%	127	2.4%
Struck/Injured by Falling Object	617	4.2%	460	4.8%	157	3.0%
Hand Tool/Machine In Use	20	0.1%	20	0.2%	0	0.0%
Motor Vehicle	88	0.6%	66	0.7%	22	0.4%
Machine Moving Parts	67	0.5%	53	0.6%	14	0.3%
Lifted or Handled Object	671	4.6%	406	4.3%	265	5.1%
Object Handled by Others	18	0.1%	13	0.1%	5	0.1%
Animal or Insect	66	0.4%	50	0.5%	16	0.3%
Explosion/Flare Back	31	0.2%	28	0.3%	3	0.1%
Struck/Injured by, NOC	177	1.2%	138	1.5%	39	0.7%

**Table 8 (continued)**  
**Filings by Nature of Injury, Cause of Injury and Gender (Detail)**  
**2012**

Injury Cause	All Filings <sup>1</sup>		Gender <sup>2</sup>		Female	
	Count	Percent <sup>3</sup>	Count	Percent <sup>4</sup>	Count	Percent <sup>5</sup>
<b>REPETITIVE MOTION</b>	<b>2,548</b>	<b>17.3%</b>	<b>1,250</b>	<b>13.2%</b>	<b>1,298</b>	<b>24.7%</b>
<b>MISCELLANEOUS CAUSES</b>	<b>1,658</b>	<b>11.3%</b>	<b>1,196</b>	<b>12.6%</b>	<b>462</b>	<b>8.8%</b>
Absorption/Ingestion/Inhalation, NOC	91	0.6%	60	0.6%	31	0.6%
Foreign Body in Eye	76	0.5%	71	0.7%	5	0.1%
Person (Criminal Act)	130	0.9%	82	0.9%	48	0.9%
Other than Physical	0	0.0%	0	0.0%	0	0.0%
Cumulative (All Others)	4	0.0%	1	0.0%	3	0.1%
Other Misc. Causes	1,357	9.2%	982	10.3%	375	7.1%
<b>TOTALS<sup>6</sup></b>	<b>14,737</b>	<b>100%</b>	<b>9,492</b>	<b>100%</b>	<b>5,245</b>	<b>100%</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> There were zero (0) filings which did not indicate the gender of the injured worker.

<sup>3</sup> Represents the percentage of total filings by major and minor injury cause.

<sup>4</sup> Represents the percentage of male gender filings by major and minor injury cause.

<sup>5</sup> Represents the percentage of female gender filings by major and minor injury cause.

<sup>6</sup> Percentage totals may differ due to rounding.

**Section IV - North American Industry  
Classification System (NAICS)**



**Table 9**  
**NAICS Sectors Compared to Non-Farm Employment: 2008 - 2012**

Average Annual Employment: 2008 - 2012<sup>1</sup>

NAICS Sectors <sup>2</sup>	2008	2009	2010	2011	2012
Mining, Quarrying, and Oil & Gas Extraction	51,800	43,400	43,300	51,000	57,600
Utilities	10,800	11,500	11,200	11,200	11,700
Construction	75,600	68,800	66,900	68,300	69,100
Manufacturing	150,700	129,600	123,100	129,000	134,700
Wholesale Trade	59,900	56,500	55,200	58,200	60,700
Retail Trade	173,100	169,300	168,100	169,500	172,600
Transportation and Warehousing	45,800	43,500	42,000	42,200	44,500
Information	28,900	27,500	25,000	24,200	22,500
Finance & Insurance	59,500	58,800	58,300	58,100	58,400
Real Estate and Rental & Leasing	23,600	22,400	21,700	21,400	21,500
Professional, Scientific and Technical Services	64,600	62,100	61,700	64,100	65,600
Management of Companies & Enterprises	13,700	13,200	15,100	14,900	16,000
Administrative & Support and Waste Management & Remediation Services	106,500	90,200	92,300	93,900	95,500
Educational Services	19,500	19,900	20,200	21,200	19,400
Health Care and Social Assistance	178,700	181,700	183,700	185,000	204,800
Arts, Entertainment and Recreation	18,800	14,400	14,300	14,400	14,300
Accommodation and Food Services	125,200	125,700	124,100	127,800	133,200
Other Services (except Public Administration)	63,500	62,000	60,700	59,900	58,600
Public Administration	280,100	291,600	289,000	286,600	298,700
<b>TOTALS</b>	<b>1,550,300</b>	<b>1,492,100</b>	<b>1,475,700</b>	<b>1,500,900</b>	<b>1,559,400</b>

<sup>1</sup> Source: Bureau of Labor Statistics, Quarterly Census of Employment and Wages, Bureau of Labor Statistics, QCEW Labor Force Data. Excludes agricultural and federal employment. Figures are rounded.

<sup>2</sup> Source: Office of Management and Budget, *North American Industry Classification System, United States, 2012*.

**Table 10**  
**Filings by NAICS Sectors**  
**2012**

NAICS Sectors <sup>3</sup>	All Filings <sup>1</sup>		Gender <sup>2</sup>			
	Count	Percent	Count	Percent	Male	Female
Agriculture, Forestry, Fishing & Hunting	219	1.5%	156	1.6%	63	1.2%
Mining, Quarrying, and Oil & Gas Extraction	839	5.7%	818	8.6%	21	0.4%
Utilities	79	0.5%	70	0.7%	9	0.2%
Construction	1,236	8.4%	1,192	12.6%	44	0.8%
Manufacturing	2,490	16.9%	1,781	18.8%	709	13.5%
Wholesale Trade	479	3.3%	396	4.2%	83	1.6%
Retail Trade	1,616	11.0%	782	8.2%	834	16.0%
Transportation and Warehousing	942	6.4%	790	8.3%	152	2.9%
Information	128	0.9%	78	0.8%	50	1.0%
Finance & Insurance	137	1.0%	51	0.6%	86	1.6%
Real Estate and Rental & Leasing	211	1.4%	149	1.6%	62	1.2%
Professional, Scientific and Technical Services	222	1.5%	133	1.4%	89	1.7%
Management of Companies and Enterprises	34	0.2%	19	0.2%	15	0.3%
Administrative & Support and Waste Management & Remediation Services	871	5.9%	650	6.9%	221	4.2%
Educational Services	101	0.7%	49	0.5%	52	1.0%
Health Care and Social Assistance	1,394	9.5%	220	2.3%	1,174	22.4%
Arts, Entertainment and Recreation	99	0.7%	50	0.5%	49	0.9%
Accommodation and Food Services	614	4.2%	207	2.2%	407	7.8%
Other Services (except Public Administration)	369	2.5%	240	2.5%	133	2.5%
Public Administration	2,283	15.5%	1,370	14.4%	913	17.4%
Nonclassifiable and invalid codes	369	2.5%	290	3.1%	79	1.6%
<b>TOTALS<sup>4</sup></b>	<b>14,737</b>	<b>100.0%</b>	<b>9,492</b>	<b>64.4%</b>	<b>5,245</b>	<b>35.6%</b>

<sup>1</sup> Death filings are included in the count of all filings.

<sup>2</sup> There were zero (0) filings which did not indicate the gender of the injured worker.

<sup>3</sup> Source: Office of Management and Budget, *North American Industry Classification System, United States, 2012*.

<sup>4</sup> Percentage totals may differ due to rounding.

**Table 11**  
**Percent Distribution of Filings by NAICS Subsectors**  
**2012**

NAICS Subsectors <sup>1</sup>	All Filings <sup>2</sup>	Percent
<b>AGRICULTURE, FORESTRY, FISHING HUNTING</b>		
Crop Production	40	18.3%
Animal Production	61	28.0%
Forestry & logging	6	2.8%
Fishing, Hunting & Trapping	103	47.2%
Support Activities for Agriculture & Forestry	9	4.1%
<b>Subtotal</b>	<b>219</b>	<b>1.5%</b>
<b>MINING</b>		
Oil & Gas Extraction	178	21.2%
Mining (except Oil & Gas)	29	3.5%
Support Activities for Mining	633	75.4%
<b>Subtotal</b>	<b>840</b>	<b>5.7%</b>
<b>UTILITIES</b>		
Utilities	121	100.0%
<b>Subtotal</b>	<b>121</b>	<b>0.8%</b>
<b>CONSTRUCTION</b>		
Construction of Buildings	264	21.3%
Heavy & Civil Engineering Construction	194	15.7%
Specialty Trade Contractors	779	63.0%
<b>Subtotal</b>	<b>1,237</b>	<b>8.4%</b>
<b>MANUFACTURING</b>		
Food Manufacturing	603	24.2%
Beverage & Tobacco Product	68	2.7%
Textile Mills	5	0.2%
Textile Product Mills	10	0.4%
Apparel Manufacturing	7	0.3%
Leather & Allied Product Manufacturing	1	0.0%
Wood Product Manufacturing	31	1.2%
Paper Manufacturing	72	2.9%
Printing & Related Support Activities	39	1.6%
Petroleum & Coal Products Manufacturing	49	2.0%
Chemical Manufacturing	27	1.1%

**Table 11 (continued)**

NAICS Subsectors <sup>1</sup>	All Filings <sup>2</sup>	Percent
<b>MANUFACTURING - continued</b>		
Plastics & Rubber Products Manufacturing	243	9.8%
Nonmetallic Mineral Product Manufacturing	145	5.8%
Primary Metal Manufacturing	72	2.9%
Fabricated Metal Product Manufacturing	306	12.3%
Machinery Manufacturing	381	15.3%
Computer & Electronic Product Manufacturing	33	1.3%
Electrical Equipment, Appliance & Component Manufacturing	38	1.5%
Transportation Equipment Manufacturing	292	11.7%
Furniture & Related Product Manufacturing	27	1.1%
Miscellaneous Manufacturing	42	1.7%
<b>Subtotal</b>	<b>2,491</b>	<b>17.0%</b>
<b>WHOLESALE TRADE</b>		
Merchant Wholesalers, Durable Goods	223	46.5%
Merchant Wholesalers, Nondurable Goods	245	51.0%
Wholesale Electronic Markets, Agents & Brokers	12	2.5%
<b>Subtotal</b>	<b>480</b>	<b>3.3%</b>
<b>RETAIL TRADE</b>		
Motor Vehicle & Parts Dealers	219	13.5%
Furniture & Home Furnishings Stores	42	2.6%
Electronics & Appliance Stores	45	2.8%
Building Material, Garden Equipment & Supplies Dealers	148	9.2%
Food & Beverage Stores	280	17.3%
Health & Personal Care Stores	39	2.4%
Gasoline Stations	49	3.0%
Clothing & Clothing Accessories Stores	31	1.9%
Sporting Goods, Hobby, Book & Music Stores	87	5.4%
General Merchandise Stores	580	35.9%
Miscellaneous Store Retailers	71	4.4%
Non-store Retailers	26	1.6%
<b>Subtotal</b>	<b>1,617</b>	<b>11.0%</b>
<b>TRANSPORTATION &amp; WAREHOUSING</b>		
Air Transportation	375	39.2%
Rail Transportation	2	0.2%
Water Transportation	0	0.0%
Truck Transportation	368	38.3%
Transit & Ground Passenger Transportation	56	5.9%
Pipeline Transportation	2	0.2%
Scenic & Sightseeing Transportation	3	0.3%
Support Activities for Transportation	45	4.7%
Postal Service	1	0.1%
Couriers & Messengers	83	8.7%
Warehousing & Storage	23	2.4%
<b>Subtotal</b>	<b>958</b>	<b>6.5%</b>

**Table 11 (continued)**

NAICS Subsectors <sup>1</sup>	All Filings <sup>2</sup>	Percent
<b>INFORMATION</b>		
Publishing Industries (except Internet)	23	18.0%
Motion Picture & Sound Recording Industries	5	3.9%
Broadcasting (except Internet)	28	21.9%
Telecommunications	63	49.2%
Data Processing, Hosting and Related Services	9	7.0%
Other Information Services	0	0.0%
<b>Subtotal</b>	<b>128</b>	<b>0.9%</b>
<b>FINANCE &amp; INSURANCE</b>		
Monetary Authorities-Central Bank	8	5.4%
Credit Intermediation & Related Activities	47	31.1%
Securities, Commodity Contracts, Other Financial Investments & Related Activities	17	11.5%
Insurance Carriers & Related Activities	66	44.6%
Funds, Trusts & Other Financial Vehicles	11	7.4%
<b>Subtotal</b>	<b>149</b>	<b>1.0%</b>
<b>REAL ESTATE, RENTAL &amp; LEASING</b>		
Real Estate	164	76.6%
Rental & Leasing Services	50	23.4%
Lessors of Nonfinancial Intangible Assets (except Copyrighted Works)	0	0.0%
<b>Subtotal</b>	<b>214</b>	<b>1.5%</b>
<b>PROFESSIONAL, SCIENTIFIC &amp; TECHNICAL SERVICES</b>		
Professional, Scientific & Technical Services	225	100.0%
<b>Subtotal</b>	<b>225</b>	<b>1.5%</b>
<b>MANAGEMENT OF COMPANIES &amp; ENTERPRISES</b>		
Management of Companies & Enterprises	37	100.0%
<b>Subtotal</b>	<b>37</b>	<b>0.3%</b>
<b>ADMINISTRATIVE, SUPPORT, WASTE MANAGEMENT &amp; REMEDIATION SERVICES</b>		
Administrative & Support Services	827	93.8%
Waste Management & Remediation Services	54	6.2%
<b>Subtotal</b>	<b>881</b>	<b>6.0%</b>
<b>EDUCATIONAL SERVICES</b>		
Educational Services	758	100.0%
<b>Subtotal</b>	<b>758</b>	<b>5.1%</b>
<b>HEALTH CARE &amp; SOCIAL ASSISTANCE</b>		
Ambulatory Health Care Services	534	33.2%
Hospitals	479	30.0%
Nursing & Residential Care Facilities	412	26.0%
Social Assistance	185	11.5%
<b>Subtotal</b>	<b>1,610</b>	<b>11.0%</b>

**Table 11 (continued)**

NAICS Subsectors <sup>1</sup>	All Filings <sup>2</sup>	Percent
<b>ARTS, ENTERTAINMENT &amp; RECREATION</b>		
Performing Arts, Spectator Sports & Related Industries	23	22.1%
Museums, Historical Sites & Similar Institutions	8	7.7%
Amusement, Gambling & Recreation Industries	73	70.2%
<b>Subtotal</b>	<b>104</b>	<b>0.7%</b>
<b>ACCOMMODATION &amp; FOOD SERVICES</b>		
Accommodation	105	16.9%
Food Services & Drinking Places	519	83.1%
<b>Subtotal</b>	<b>624</b>	<b>4.2%</b>
<b>OTHER SERVICES (EXCEPT PUBLIC ADMINISTRATION)</b>		
Repair & Maintenance	162	42.4%
Personal & Laundry Services	110	28.8%
Religious, Grantmaking, Civic, Professional & Similar Organizations	110	28.8%
Private Households	0	0.0%
<b>Subtotal</b>	<b>382</b>	<b>2.6%</b>
<b>PUBLIC ADMINISTRATION</b>		
Executive, Legislative & Other General Government Support	896	69.7%
Justice, Public Order & Safety Activities	320	24.9%
Administration of Human Resource Programs	43	3.3%
Administration of Environmental Quality Programs	6	0.5%
Administration of Housing Programs, Urban Planning & Community Development	6	0.5%
Administration of Economic Programs	15	1.2%
Space Research & Technology	0	0.0%
National Security & International Affairs	0	0.0%
<b>Subtotal</b>	<b>1,286</b>	<b>8.8%</b>
<b>NONCLASSIFIABLE</b>		
Nonclassifiable and invalid codes	375	100.0%
<b>Subtotal</b>	<b>375</b>	<b>2.6%</b>
<b>TOTALS<sup>3</sup></b>		<b>100%</b>

<sup>1</sup> Source: Office of Management and Budget, *North American Industry Classification System, United States, 2012*.

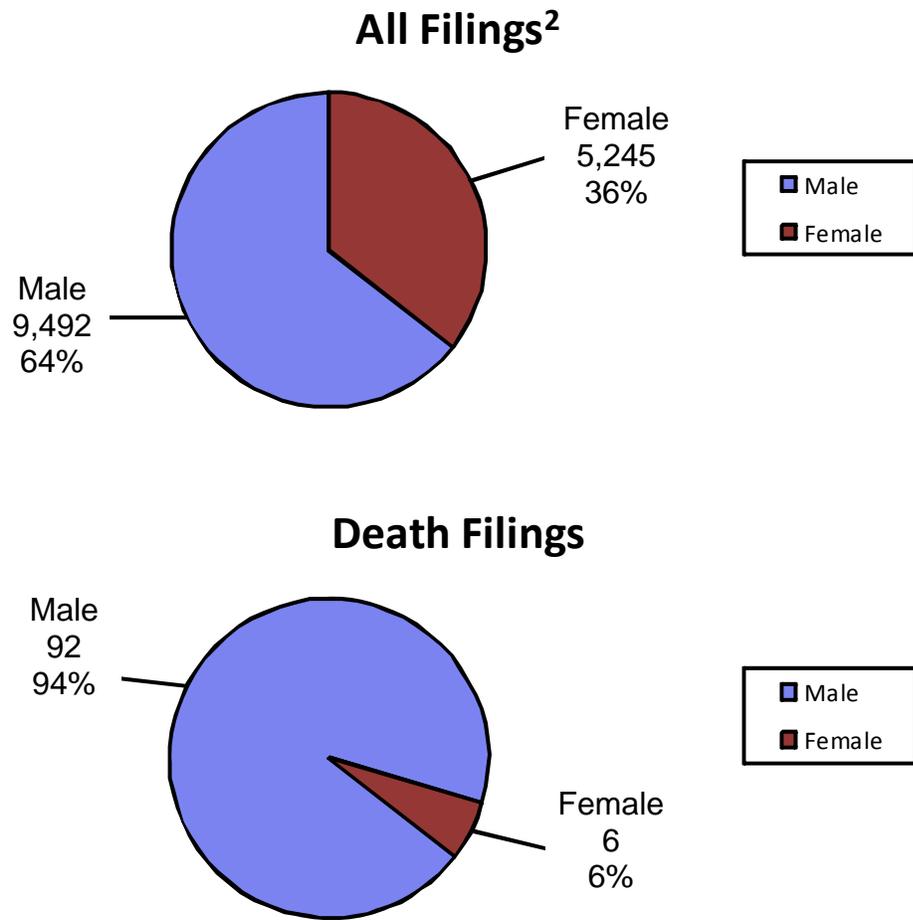
<sup>2</sup> Death filings are included in the count of all filings.

<sup>3</sup> Percentage totals may differ due to rounding.

## **Section V - Filings by Gender**



**Figure 1**  
**Percent Distribution of Filings by Gender<sup>1</sup>**  
**2012**



<sup>1</sup> There were zero (0) filings which did not indicate the gender of the injured worker.

<sup>2</sup> Death filings are included in the count of all filings.

<sup>3</sup> Percentage totals may differ due to rounding.



## **Section VI - Filings by Age**



**Table 12**  
**Percent Distribution of Filings by Age and Gender**  
**2012**

Age Group	All Filings <sup>2</sup>		Gender <sup>1</sup>			
	Count	Percent <sup>3</sup>	Male Count	Male Percent <sup>4</sup>	Female Count	Female Percent <sup>5</sup>
15 Years or Less	1	0.0%	0	0.0%	1	0.0%
16 - 17 Years	25	0.2%	11	0.1%	14	0.3%
18 - 19 Years	134	0.9%	92	0.1%	42	1.0%
20 - 24 Years	754	5.1%	543	5.7%	211	4.0%
25 - 34 Years	2,597	17.6%	1,782	18.7%	815	15.5%
35 - 44 Years	3,395	23.0%	2,280	24.0%	1,115	21.3%
45 - 54 Years	4,616	31.3%	2,837	29.9%	1,779	34.0%
55 - 64 Years	2,676	18.2%	1,649	17.4%	1,027	19.6%
65 Years or More	438	3.0%	234	2.5%	204	3.9%
Unknown	101	0.7%	64	1.0%	37	1.0%
<b>TOTALS<sup>6</sup></b>	<b>14,737</b>	<b>100%</b>	<b>9,492</b>	<b>100%</b>	<b>5,245</b>	<b>100%</b>

<sup>1</sup> There were zero (0) filings which did not indicate the gender of the injured worker.

<sup>2</sup> Death filings are included in the count of all filings.

<sup>3</sup> Represents the percentage of total filings by age.

<sup>4</sup> Represents the percentage of male gender filings by age.

<sup>5</sup> Represents the percentage of female gender filings by age.

<sup>6</sup> Percentage totals may differ due to rounding.

**Table 13**  
**Filings by Age of Worker and NAICS Sectors**  
**2012**

NAICS Sectors <sup>1</sup>	Age of Worker										Total
	15 or less	16-17	18-19	20-24	25-34	35-44	45-54	55-64	65 +	Unk	
Agriculture, Forestry, Fishing & Hunting	0	0	2	12	40	46	86	24	6	3	219
Mining	0	0	15	83	207	204	227	87	10	6	839
Utilities	0	0	0	6	12	13	26	20	2	0	79
Construction	0	0	13	82	294	314	342	168	17	6	1,236
Manufacturing	0	1	15	116	350	536	841	559	54	18	2,490
Wholesale Trade	0	0	5	18	99	119	160	64	11	3	479
Retail Trade	0	7	31	106	297	365	482	249	62	17	1,616
Transportation & Warehousing	0	1	0	19	98	212	342	225	42	3	942
Information	0	1	1	4	13	39	40	23	5	2	128
Finance & Insurance	0	0	1	6	23	29	41	26	10	1	137
Real Estate, Rental & Leasing	0	0	1	11	52	42	67	28	9	1	211
Professional, Scientific & Technical Services	0	0	0	8	39	61	51	49	10	4	222
Management of Companies & Enterprises	0	0	1	0	2	11	18	1	1	0	34
Administrative, Support, Waste Management & Remediation Services	0	1	9	67	189	219	243	117	21	4	871
Educational Services	0	0	0	1	16	17	32	30	5	0	101
Health Care & Social Assistance	0	1	11	64	278	322	408	261	41	8	1,394
Arts, Entertainment & Recreation	1	1	0	10	7	17	39	20	2	2	99
Accommodation & Food Services	0	10	14	54	132	141	180	64	18	1	614
Other Services (except Public Administration)	0	2	4	13	68	94	110	61	17	4	373
Public Administration	0	0	5	47	301	493	784	554	85	14	2,283
Nonclassifiable and invalid codes	0	0	5	27	80	101	97	46	10	3	369
<b>TOTALS</b>	<b>1</b>	<b>25</b>	<b>134</b>	<b>754</b>	<b>2,597</b>	<b>3,395</b>	<b>4,616</b>	<b>2,676</b>	<b>438</b>	<b>101</b>	<b>14,737</b>

<sup>1</sup> Source: Office of Management and Budget, *North American Industry Classification System, United States, 2012*.

## **Section VII - Death Filings**



**Table 14**  
**Percent Distribution of Death Filings by Gender and**  
**By NAICS Sectors**  
**2012**

NAICS Sectors <sup>1</sup>	Total Death Filings		Gender			
	Count	Percent <sup>2</sup>	Count	Percent <sup>3</sup>	Count	Percent <sup>4</sup>
Agriculture, Forestry, Fishing & Hunting	0	0.0%	0	0.0%	0	0.0%
Mining	21	21.4%	21	23.0%	0	0.0%
Utilities	2	2.0%	2	2.2%	0	0.0%
Construction	16	16.3%	17	18.5%	0	0.0%
Manufacturing	8	8.2%	7	8.0%	1	16.7%
Wholesale Trade	4	4.1%	4	4.4%	0	0.0%
Retail Trade	4	4.1%	3	3.3%	1	16.7%
Transportation & Warehousing	7	7.1%	8	9.0%	0	0.0%
Information	0	0.0%	0	0.0%	0	0.0%
Finance & Insurance	0	0.0%	0	0.0%	0	0.0%
Real Estate, Rental & Leasing	1	1.0%	1	1.1%	0	0.0%
Professional, Scientific & Technical Services	4	4.1%	4	4.4%	0	0.0%
Management of Companies & Enterprises	0	0.0%	0	0.0%	0	0.0%
Administrative, Support, Waste Management & Remediation Services	9	9.9%	10	11.0%	0	0.0%
Educational Services	0	0.0%	0	0.0%	0	0.0%
Health Care & Social Assistance	4	4.1%	1	1.1%	3	50.0%
Arts, Entertainment & Recreation	1	1.0%	1	1.1%	0	0.0%
Accommodation & Food Services	1	1.0%	1	1.1%	0	0.0%
Other Services (except Public Administration)	2	2.0%	2	2.2%	0	0.0%
Public Administration	10	10.0%	9	10.0%	1	16.7%
Nonclassifiable and invalid codes	4	4.1%	1	1.1%	0	0.0%
<b>TOTALS<sup>4</sup></b>	<b>98</b>	<b>100%</b>	<b>92</b>	<b>100%</b>	<b>6</b>	<b>100%</b>

<sup>1</sup> Source: Office of Management and Budget, *North American Industry Classification System, United States, 2012.*

<sup>2</sup> Represents the percentage of total death claim filings by NAICS Sector.

<sup>2</sup> Represents the percentage of male gender filings by NAICS Sector.

<sup>3</sup> Represents the percentage of female gender filings by NAICS Sector.

<sup>4</sup> Percentage totals may differ due to rounding.

**Table 15**  
**Percent Distribution of Death Filings by Gender and**  
**Part of Body Injured**  
**2012**

Body Part	Total Death Filings		Gender		Count	Percent <sup>3</sup>
	Count	Percent <sup>1</sup>	Male Count	Male Percent <sup>2</sup>		
Abdomen	1	1.0%	1	1.1%	0	0.0%
Ankle	0	0.0%	0	0.0%	0	0.0%
Arm(s)	0	0.0%	0	0.0%	0	0.0%
Back	4	4.1%	2	2.2%	2	33.3%
Body Systems	5	5.1%	5	5.4%	0	0.0%
Brain	2	2.0%	2	2.2%	0	0.0%
Chest	3	3.1%	2	2.2%	1	16.7%
Circulatory System	9	9.2%	8	9.0%	1	16.7%
Digestive System	0	0.0%	0	0.0%	0	0.0%
Ear, inner	0	0.0%	0	0.0%	0	0.0%
Ear, outer	0	0.0%	0	0.0%	0	0.0%
Ear, unspecified	0	0.0%	0	0.0%	0	0.0%
Elbow(s)	0	0.0%	0	0.0%	0	0.0%
Excretory System	1	1.0%	1	0.0%	0	0.0%
Eye(s)	0	0.0%	0	0.0%	0	0.0%
Face	0	0.0%	0	0.0%	0	0.0%
Feet	0	0.0%	0	0.0%	0	0.0%
Finger(s)	0	0.0%	0	0.0%	0	0.0%
Forearm	0	0.0%	0	0.0%	0	0.0%
Hand(s)	1	1.0%	1	1.1%	0	0.0%
Head	10	10.2%	10	11.0%	0	0.0%
Hip(s)	1	1.0%	1	1.1%	0	0.0%
Jaw	0	0.0%	0	0.0%	0	0.0%
Knee(s)	0	0.0%	0	0.0%	0	0.0%
Leg(s)	0	0.0%	0	0.0%	0	0.0%
Lower Body	0	0.0%	0	0.0%	0	0.0%
Mouth	1	1.0%	1	1.1%	0	0.0%
Multiple Parts	42	43.0%	41	45.0%	1	0.0%
Muscular/Skeletal System	0	0.0%	0	0.0%	0	0.0%
Neck	0	0.0%	0	0.0%	0	0.0%
Nervous System	5	5.1%	5	5.4%	0	0.0%
Nose	0	0.0%	0	0.0%	0	0.0%
Other Systems	0	0.0%	0	0.0%	0	0.0%
Respiratory System	6	6.1%	5	5.4%	1	16.7%
Scalp	0	0.0%	0	0.0%	0	0.0%
Shoulder(s)	0	0.0%	0	0.0%	0	0.0%
Side	0	0.0%	0	0.0%	0	0.0%
Skull	0	0.0%	0	0.0%	0	0.0%
Thigh(s)	0	0.0%	0	0.0%	0	0.0%
Toe(s)	0	0.0%	0	0.0%	0	0.0%
Trunk	0	0.0%	0	0.0%	0	0.0%
Upper Extremities	0	0.0%	0	0.0%	0	0.0%
Wrist(s)	0	0.0%	0	0.0%	0	0.0%
Unspecified	6	6.1%	6	7.0%	0	0.0%
Nonclassifiable	1	1.0%	1	1.1%	0	0.0%
<b>TOTALS<sup>4</sup></b>	<b>98</b>	<b>100%</b>	<b>92</b>	<b>100%</b>	<b>6</b>	<b>100%</b>

<sup>1</sup> Represents the percentage of total filings by part of body injured.

<sup>2</sup> Represents the percentage of male gender filings by part of body injured.

<sup>3</sup> Represents the percentage of female gender filings by part of body injured.

<sup>4</sup> Percentage totals may differ due to rounding.

**Table 16**  
**Percent Distribution of Death Filings by Gender and Age**  
**2012**

Age Group	Total Death Filings		Gender			
	Count	Percent <sup>1</sup>	Male	Female	Count	Percent <sup>3</sup>
15 Years or Less	0	0.0%	0	0.0%	0	0.0%
16 - 17 Years	0	0.0%	0	0.0%	0	0.0%
18 - 19 Years	1	1.0%	1	1.1%	0	0.0%
20 - 24 Years	10	10.2%	10	10.9%	0	0.0%
25 - 34 Years	16	16.3%	16	17.4%	0	0.0%
35 - 44 Years	21	21.4%	21	22.8%	0	0.0%
45 - 54 Years	29	30.0%	25	27.2%	4	66.7%
55 - 64 Years	12	12.2%	11	12.0%	1	16.7%
65 Years or More	7	7.1%	6	6.5%	1	16.7%
Unknown	2	2.0%	2	2.2%	0	0.0%
<b>TOTALS<sup>4</sup></b>	<b>98</b>	<b>100%</b>	<b>92</b>	<b>100%</b>	<b>6</b>	<b>100%</b>

<sup>1</sup> Represents the percentage of total filings by age.

<sup>2</sup> Represents the percentage of male gender filings by age.

<sup>3</sup> Represents the percentage of female gender filings by age.

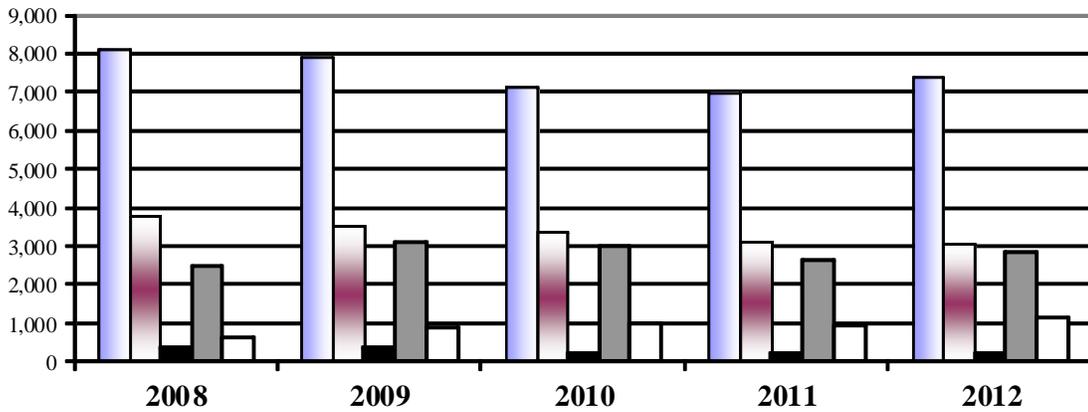
<sup>4</sup> Percentage totals may differ due to rounding.



## **Section VIII - Type of Coverage**



**Chart 1**  
**Distribution of Filings by Type of Coverage**  
**2008 - 2012**



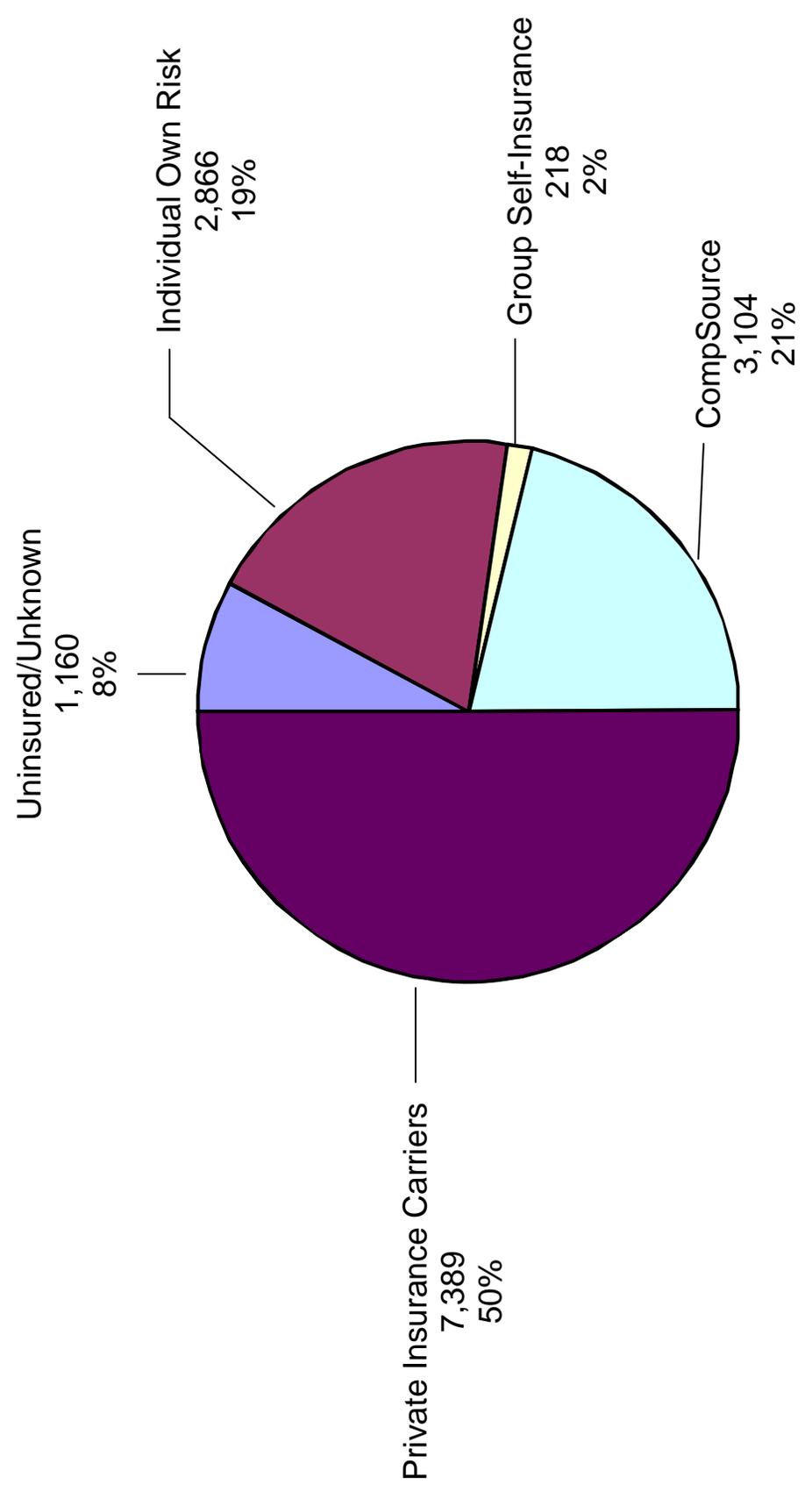
**Filings By Year**

	2008		2009		2010		2011		2012	
	Qty	%								
<b>Private Insurance Carriers</b>	8,133	53%	7,908	50%	7,147	48%	6,989	50%	7,389	50%
<b>CompSource</b>	3,778	24%	3,561	23%	3,409	23%	3,152	23%	3,104	21%
<b>Group Self-Insurance</b>	392	3%	375	2%	244	1%	226	2%	218	2%
<b>Individual Own Risk</b>	2,503	16%	3,127	20%	2,983	20%	2,662	19%	2,866	19%
<b>Uninsured/Unknown</b>	614	4%	867	5%	996	6%	931	7%	1,160	8%
<b>TOTALS<sup>1</sup></b>	15,420	100%	15,838	100%	14,779	100%	13,960	100%	14,737	100%

<sup>1</sup> Percentage totals may differ due to rounding.

Figure 2

# Percent Distribution of Filings by Type of Coverage 2012



**Section IX - Settlements, Dismissals  
and Court Orders**



**Table 17**  
**Select Orders and Settlements: 2008 - 2012**

Type of Order <sup>1</sup>	2008	2009	2010	2011	2012
Form 14 <sup>2</sup>	17	5	4	6	0
Joint Petition <sup>3</sup>	10,536	10,080	9,335	5,592	1
CSD 337 - All Issues Settled <sup>4</sup>				8	43
CSD 337 - Some Issues Settled <sup>5</sup>				6	1
CS 339 - All Issues Settled <sup>6</sup>				3,022	8,913
CS 339 - Some Issues Settled <sup>7</sup>				43	234
CS 339B <sup>8</sup>				213	725
Claims Dismissed	340	321	398	336	393
Commute to a Lump Sum	147	151	187	256	253
Death Benefits	55	63	70	68	38
Denial of Claim	446	589	549	605	713
Denial - Miscellaneous	144	191	247	267	233
Disfigurement	68	74	62	67	53
Independent Medical Examination	425	555	1,058	1,902	4,684
Miscellaneous	2,278	2,179	2,076	1,947	2,100
Nunc Pro Tunc	777	798	721	738	799
Order to Vacate	144	311	335	315	302
Payment of Medical Expenses (Form 19)	647	728	665	653	508
Permanent Partial Disability	3,480	3,768	4,405	4,188	3,627
Permanent Total Disability	40	63	85	81	54
Multiple Injury Trust Fund	31	60	98	140	165
Multiple Injury Trust Fund PTD	165	187	294	408	430
Supplemental Order	83	77	80	122	107
Temporary Total Disability	2,147	2,329	2,342	2,203	2,170
Vocational Rehabilitation	160	151	167	181	135
Vocational Rehabilitation Evaluation	479	512	650	599	461

<sup>1</sup> Not all order/settlement categories appear in this table.

<sup>2</sup> This settlement type became obsolete, and no longer available for use effective August 26, 2011.

<sup>3</sup> This settlement type became obsolete, and no longer available for use effective August 26, 2011.

<sup>4</sup> This settlement type became available for use on August 26, 2011.

<sup>5</sup> This settlement type became available for use on August 26, 2011.

<sup>6</sup> This settlement type became available for use on August 26, 2011.

<sup>7</sup> This settlement type became available for use on August 26, 2011.

<sup>8</sup> This settlement type became available for use on August 26, 2011.

## Table 18

### **Orders and Settlements, Calendar Year 2012 (Detail)<sup>1</sup>**

Numbers updated & verified 04-12-2013

Settlement/Order Type	Number of Awards or Settlements	Amount of Award or Settlement
--------------------------	------------------------------------	----------------------------------

#### Agreed Settlements

Form 14.....	0.....	\$0
Joint Petition .....	1.....	\$15,000
CSD 337 - All Issues Settled .....	43.....	\$5,199,411
CSD 337 - Some Issues Settled .....	1.....	\$7,351
CS 339 - All Issues Settled .....	8,913.....	\$219,007,488
CS 339 - Some Issues Settled .....	234.....	\$14,063,716
CS 399B .....	725.....	\$11,087,412
Compromise Settlement (Form 1X).....	0.....	\$0
Form 26.....	0.....	\$0

Order Type	Number of Orders	Amount of Orders
---------------	---------------------	---------------------

#### Workers' Compensation Court Orders

Change of Condition PPD.....	153.....	\$3,406,548
Change of Condition TTD .....	78	
Change of Condition PTD Reopen Worse.....	4	
Compensability .....	158	
Change of Physician - Form A Order .....	4,141	
Death Benefits.....	38	
Denial of Claim.....	714	
Denial, Miscellaneous.....	203	
Disfigurement .....	53.....	\$441,450
Payment of Medical Expenses .....	510	
Medical Treatment Ordered.....	2,022	
Medical Case Management Approved.....	81	
Permanent Partial Disability (PPD) .....	3,627.....	\$125,420,083
Permanent Total Disability .....	54	
Multiple Injury Trust Fund .....	165.....	\$2,950,104
Multiple Injury Trust Fund PTD.....	430	
Employer Combined Disability .....	13	
Temporary Total Disability.....	2,171	
Independent Medical Examination .....	4,684	
Vocational Rehabilitation Evaluation .....	461	
Attorney Fees.....	82	
Attorney Withdrawal .....	2,095	

**Table 18 (continued)**

**Orders and Settlements, Calendar Year 2012 (Detail)<sup>1</sup>**

<b>Order Type</b>	<b>Number of Orders</b>	<b>Amount of Orders</b>
Employer/Insurance Carrier Dismissed .....	253	
Employer/Insurance Carrier Added .....	27	
Extension of Time .....	0	
Jurisdiction .....	6	
Miscellaneous.....	2,052	
Nunc Pro Tunc .....	799	(-\$95,332)
Order to Vacate .....	302	(-\$2,512,134)
Pauper Status Approved.....	6	
Pauper Status Denied .....	0	
Multiple Injury Trust Fund, Miscellaneous.....	16	
Supplemental Order .....	107	
Venue .....	217	
Vocational Rehabilitation.....	136	
Order for Mediation .....	1,644	

**Court En Banc Orders of Appealed Workers' Compensation Court Cases**

Appeal Affirming .....	383	
Appeal Modifying .....	214	(-\$370,653)
Appeal Dismissing .....	9	
Appeal Remanded/Vacated .....	193	(-\$742,635)

**Supreme Court Orders of Appealed Workers' Compensation Court Cases**

Mandate Affirming.....	1	
Mandate Dismissing.....	32	
Mandate JP of Settlement.....	13	
Mandate Sustaining .....	96	
Mandate Remanded/Vacated .....	23	

<sup>1</sup> Not all order categories appear in this table. All Orders of the Court Administrator, except settlements, are excluded.

**Table 19**  
**2012 Judicial Activity**

	Judge	Trial Settings	PHC Settings	Orders Written & Approved <sup>1</sup>	En Banc Appeal Settings By Judge <sup>2</sup>	En Banc Orders Signed By Judge <sup>3</sup>
<b>Workers' Compensation Court Judges</b>	<b>Bomhoff</b>	1,330	2,276	1,337	114	124
	<b>Eldridge</b>	1,165	2,025	979	147	115
	<b>Evans</b>	3,147	5,272	3,497	334	239
	<b>Farrar</b>	1,550	2,067	1,377	121	106
	<b>Foster</b>	3,304	5,281	3,181	314	230
	<b>Grove</b>	2,540	5,721	2,040	338	233
	<b>Harkey</b>	3,018	4,425	3,528	346	268
	<b>McCormick</b>	1,472	2,576	1,922	200	153
	<b>McGivern</b>	1,192	2,315	1,260	115	61
	<b>Prigmore</b>	904	2,097	966	70	69
	<b>Quandt</b>	3,047	6,921	3,560	314	247
	<b>Reid</b>	3,315	5,908	3,382	388	264
	<b>Snipes</b>	1,427	2,489	1,427	157	96
<b>Taylor</b>	1,195	2,507	1,260	97	72	
<b>Active Retired</b>	<b>Cashion</b>	0	0	0	18	15
	<b>Craig</b>	0	2	0	0	0
	<b>Totals</b>	<b>28,562</b>	<b>51,882</b>	<b>29,662</b>	<b>3,073</b>	<b>2,292</b>

<sup>1</sup> Excludes Settlements and Court En Banc orders.

<sup>2</sup> For total Court En Banc case settings see Table 21.

<sup>3</sup> For total Court En Banc orders see Table 20.

**Table 20**  
**Appellate Activity: 2008 - 2012**

**Court En Banc Orders**

Type of Order	2008	2009	2010	2011	2012
En Banc Appeal Affirming .....	502	448	526	444	383
En Banc Appeal Dismissing .....	4	20	11	11	9
En Banc Appeal Modifying .....	208	307	313	288	214
En Banc Appeal					
Remanded/Vacated .....	136	128	141	191	193
<b>TOTALS .....</b>	<b>850</b>	<b>903</b>	<b>991</b>	<b>934</b>	<b>799</b>

**Supreme Court Orders**

Type of Order	2008	2009	2010	2011	2012
Mandate Affirming .....	2	2	0	1	1
Mandate Dismissing .....	19	17	21	22	32
Mandate JP of Settlement .....	10	18	7	6	13
Mandate Remanded/Vacated <sup>1</sup> .....	18	16	12	18	23
Mandate Sustaining.....	113	105	102	94	96
<b>TOTALS .....</b>	<b>162</b>	<b>158</b>	<b>142</b>	<b>141</b>	<b>165</b>

<sup>1</sup> This category includes the subcategories: Mandate Affirmed, Mandate Affirmed Death Benefits, Mandate Affirmed Disfigurement, Mandate Affirmed PPD and Mandate Affirmed TTD.



**Section X - Maximum Weekly  
Compensation Rates**



**Chart 2**  
**Maximum Weekly Compensation Rates**  
For injuries or deaths occurring 11/1/83 - 10/31/13

Injury/Death Date	TTD <sup>1</sup>	PPI <sup>2</sup>	PTD <sup>3</sup>	Death <sup>4</sup>
11/01/12 - 10/31/13	\$771	\$323	\$771	See footnote 4
11/01/11 - 10/31/12	\$735	\$323	\$735	See footnote 4
Injury/Death Date	TTD <sup>1</sup>	PPD <sup>2</sup>	PTD <sup>3</sup>	Death <sup>4</sup>
11/01/10 - 10/31/11	\$716	\$323	\$716	See footnote 4
08/27/10 - 10/31/10	\$717	\$323	\$717	See footnote 4
11/01/09 - 10/31/10	\$717	\$359	\$717	See footnote 4
11/01/08 - 10/31/09	\$683	\$342	\$683	See footnote 4
11/01/05 - 10/31/08	\$577	\$289	\$577	See footnote 4
11/01/02 - 10/31/05	\$528	\$264	\$528	See footnote 4
10/23/01 - 10/31/02	\$473	\$237	\$473	See footnote 4
11/01/99 - 10/22/01	\$473	\$237	\$473	\$473
11/01/96 - 10/31/99	\$426	\$213	\$426	\$426
01/01/96 - 10/31/96	\$409	\$205	\$409	\$409
01/01/95 - 12/31/95	\$368	\$205	\$368	\$368
11/01/93 - 12/31/94	\$307	\$205	\$307	\$307
09/01/92 - 10/31/93	\$277	\$185	\$277	\$277
11/01/90 - 08/31/92	\$246	\$185	\$246	\$246
11/01/87 - 10/31/90	\$231	\$173	\$231	\$231
11/01/84 - 10/31/87	\$217	\$163	\$217	\$217
11/01/83 - 10/31/84	\$212	\$159	\$212	\$212

<sup>1</sup> TTD is 70% of the employee's average weekly wage, not to exceed **75%** of the state's average weekly wage (SAWW), for injuries occurring from 9/1/92 through 12/31/94. For injuries occurring from 1/1/95 through 12/31/95, TTD is 70% of the employee's average weekly wage, not to exceed **90%** of the SAWW. For injuries occurring on and after 1/1/96, TTD is 70% of the employee's average weekly wage, not to exceed **100%** of the SAWW.

<sup>2</sup> PPD is 70% of the employee's average weekly wage, not to exceed **50%** of the SAWW, for injuries occurring from 9/1/92 through 8/26/10. **For injuries occurring from 8/27/10 through 8/26/15, PPD is 70% of the employee's average weekly wage, not to exceed \$323. "PPD" shall be know as "Permanent Partial Impairment (PPI)" effective 8/26/11.** Beginning 8/27/15, PPI is 70% of the employee's average weekly wage, not to exceed **50%** of the state's average weekly wage.

<sup>3</sup> PTD is 70% of the employee's average weekly wage, not to exceed **75%** of the SAWW, for injuries occurring from 9/1/92 through 12/31/94. For injuries occurring from 1/1/95 through 12/31/95, PTD is 70% of the employee's average weekly wage, not to exceed **90%** of the SAWW. For injuries occurring on and after 1/1/96, PTD is 70% of the employee's average weekly wage, not to exceed **100%** of the SAWW.

<sup>4</sup> For deaths occurring before 10/23/01, the maximum weekly income benefits payable to **all** beneficiaries was the weekly amount the deceased would have received for PTD. For deaths occurring on or after 10/23/01, the maximum aggregate weekly income benefits payable to all beneficiaries shall not exceed 100% of the average weekly wages of the deceased employee or 10% of the SAWW, whichever is less.



## **Section XI - Dockets**



**Table 21**  
**Hearings Set by Issue or Docket Type & City of Setting**  
**2012**

Type of Issues/Docket to be Set	Oklahoma City	Tulsa	TOTALS
<b><u>Trial Dockets</u></b>			
Trial Settings.....	13,108	8,147	21,255
Multiple Injury Trust Fund (PPD & Perm. Total).....	782	242	1,024
Employer Combined Disability .....	46	13	59
Miscellaneous Issues.....	3,973	2,251	6,224
<b><u>Informal Dispute Resolution Dockets</u></b>			
Temporary Issue Docket .....	846	195	1,041
Prehearing Conference.....	31,871	20,013	51,884
Form 19 Disposition Docket.....	524	246	770
Judicial Settlement Conferences .....	3	1	4
<b><u>Appellate Dockets</u></b>			
Court En Banc Appeals.....	780	261	1,041
<b>TOTALS .....</b>	<b>51,933</b>	<b>31,369</b>	<b>83,302</b>

**Trial Settings:** This docket includes issues involving permanent partial disability, temporary total disability and death benefits.

**Judicial Settlement Conference:** Judicial Settlement Conferences permit an informal discussion between the parties, attorneys, and the settlement judge on every aspect of the case bearing on its settlement value in an effort to resolve the matter before trial. The conference is conducted by a judge other than the assigned trial judge. The judicial settlement conference docket process was developed effective 10/23/01 in response to changes to 85 O.S., § 3.4.

**Temporary Issue Docket:** Preliminary docket used for Requests for TTD, Objection to Terminate TTD, Motion to Terminate TTD, Motion to Reopen for TTD, Motion for Change of Physician, Request for Medical Treatment, Prosthesis, Rate of Compensation and Custodial Care.

**Miscellaneous Issues:** Include instances where a Form 19 claim cannot be resolved at the Administrative Docket level, and the parties request judicial determination. If this issue is scheduled on a judicial docket with no other issue it is counted as a "miscellaneous" setting. In addition, if a party "motions" the court to order production of documents, etc, and these issues are not accompanied by any other "weightier" issue, these "motions" are also counted in the miscellaneous category.

**Prehearing Conference:** A Prehearing Conference docket used for review of issues such as Redetermination of Death Benefits, Rehabilitation, Attorney Fees, Disfigurement, Jurisdiction, Penalty, Reimbursement of Expenses, Travel Expenses, Request for IME, Multiple Injury Trust Fund (Permanent Total & Permanent Partial), Motion to Grant a Judicial Settlement Conference and miscellaneous Motions (i.e. Motions to Compel, to Commute, to Revoke Insurance License, to Produce, to Consolidate Claims for Hearing, to Tax Costs, to Change Venue of Hearing).

**Court En Banc Appeals:** A docket consisting of cases appealed from orders of a Workers' Compensation Court trial judge to a three-judge review panel.

**Form 19 Disposition Docket:** A docket utilized for the Request for Payment of Health or Rehabilitation Services.



## **Section XII - Dispute Prevention**



# Dispute Prevention

Dispute prevention covers a broad range of efforts by the Workers' Compensation Court to distribute information and provide assistance and information to stakeholders. These efforts may resolve differences between the parties without resort to trial. They include:

- Providing telephone information lines, including a toll-free line, to the public;
- Assisting stakeholders;
- Providing education and training;
- Producing and distributing written materials explaining rights and responsibilities under the law; and
- Providing information on the Internet.

## *Telephone Information Lines and Assisting Stakeholders*

In addition to its regular business telephone lines, the Court maintains an in-state toll free information line. Most requests for information or assistance are processed by the Court's Counselor Department. The department was created in 1994, and previously was known as the Ombudsman Office. The Department provides information, training and outreach to injured workers and other stakeholders. Counselors regularly assist employers, workers, insurers, medical providers, attorneys, government agencies, and the Attorney General's Workers' Compensation Fraud Unit.

In calendar year 2012, counselors responded to 25,646 telephone calls about the law and Court processes, made 1,254 follow-up contacts, assisted 647 visitors who came to the Court for help, and responded in writing to 4,230 requests for information (including requests for brochures and educational documents).

**Table 22. Inquiries to Counselor Department by Inquirer - 2012**

Inquirer	2008		2009		2010		2011		2012	
	Count	Share								
Worker	15,611	55.11%	13,392	48.26%	12,926	46.02%	13,228	47.05%	11,463	44.70%
Employer	2,411	8.51%	2,252	8.12%	2,332	8.30%	2,324	8.27%	2,212	8.63%
Medical Provider	4,657	16.44%	6,057	21.83%	7,023	25.00%	7,061	25.12%	7,052	27.50%
Attorney	961	3.39%	892	3.21%	756	2.69%	788	2.80%	671	2.62%
Insurance Carrier	771	2.72%	708	2.55%	661	2.35%	632	2.25%	621	2.42%
AG Workers' Compensation Fraud Unit	737	2.60%	893	3.22%	1,012	3.60%	1,124	4.00%	1,002	3.91%
Legislators	17	0.06%	28	0.10%	34	0.12%	30	0.11%	41	0.16%
Other OK Government Agencies	209	0.74%	314	1.13%	166	0.59%	150	0.53%	162	0.63%
Other States	56	0.20%	97	0.35%	81	0.29%	59	0.21%	57	0.22%
Other	2,897	10.23%	3,117	11.23%	3,098	11.03%	2,716	9.66%	2,365	9.22%
<b>TOTAL</b>	<b>28,327</b>	<b>100%</b>	<b>27,750</b>	<b>100%</b>	<b>28,089</b>	<b>100%</b>	<b>28,112</b>	<b>100%</b>	<b>25,646</b>	<b>100%</b>

Workers initiated 45% of inquiries, followed by medical providers. Questions on medical issues concern the workers' compensation fee schedule and the Independent Medical Examiner and Medical Case Manager systems maintained by the Court.

## ***Education and Training***

Since 1995, the Court periodically sponsors, or jointly sponsors, educational seminars for workers' compensation system stakeholders. The programs are attended by insurance and business representatives, government agency personnel, physicians and their staff, attorneys and other legal professionals, certified workplace medical plan employees, vocational rehabilitation evaluators, case managers, and other health care professionals. The programs highlight legislative and case law developments, workers' compensation trends and best practices. They are designed to educate and train stakeholders about workers' compensation laws.

On-site training and workshops for various business, insurance and civic groups also are provided by the Court's Counselor Department upon request. Additionally, Judges and other court staff are frequent presenters at programs sponsored by the Oklahoma Bar Association and other groups. In calendar year 2012, counselors participated in educational conferences around the state attended by approximately 240 persons.

## ***Written Materials***

The Counselor Department produces written information, including brochures and educational documents, that explain rights and responsibilities under the workers' compensation law. Upon request, it distributes materials designed for injured workers and materials aimed at employers. In addition, the Department produces materials that describe aspects of the workers' compensation system (such as information on mediation and about resolving medical disputes). Written materials also are prepared by the Judges and court staff for various seminars sponsored or participated in by court personnel.

The Court Administrator produces a workers' compensation fee schedule. The document sets the maximum allowable reimbursement for health care services rendered to an injured worker with a compensable injury. By stating maximum amounts, the schedule provides the parties guidance for resolving charge disputes without involving either the Court or the Court Administrator. The schedule was adopted last in December 2011, and became effective January 1, 2012, and remains in effect at this time. It is available on the Court's web site at <http://www.owcc.state.ok.us/publications.htm>, under "Medical".

## ***Information Via the Internet***

The Court maintains an Internet website at <http://www.owcc.state.ok.us> that is specific to workers' compensation in Oklahoma. The site became operational in February 2002, and is updated regularly. It has general information about the Court and includes materials such as a staff directory, brochures and other court publications, insurance information, updates on recent changes, court rules and forms, and links to Oklahoma's workers' compensation laws and to Internet sites of workers' compensation entities in other states. The Court's site also provides e-mail contact directly to the Counselor Department for individual assistance.



**Section XIII - Informal Dispute Resolution**



# **Informal Dispute Resolution**

Various informal dispute resolution processes implemented by the Court are described below. Each is intended to help provide a fast, cost-effective means of resolving disputes by the parties without the need for a trial. To the extent litigation is avoided, claims related costs like attorney fees and medicolegal costs are minimized.

## ***Mediation***

Mediation is the process of resolving disputes with the assistance of a mediator, outside of a formal court proceeding. The purpose of mediation is to identify issues, clarify misunderstandings, explore solutions, and negotiate settlement. It is an alternative to litigation. All workers' compensation issues may be mediated except combined disabilities claims involving the Multiple Injury Trust Fund and claims subject to the dispute resolution procedure of a certified workplace medical plan (managed care organization). Mediation may be by agreement of the parties, by court order upon request of a party, or on the Court's own motion when determined helpful to resolve the claim.

Seventy-one mediators are certified by the Court to provide services under the Court Mediation System (CMS). Four applications for certification were processed by the Court's Counselor Department in 2012. Court certified mediators serve five-year terms. Mediators are located in Ada, Ardmore, Bethany, Edmond, Midwest City, Norman, Oklahoma City, Pauls Valley, Shawnee and Tulsa.

The Court entered 5 orders for mediation in CY 2005, after enactment of SB1X, 124 in CY 2006, 525 in CY 2007, 657 in CY 2008, 1,286 in CY 2009, 1,094 in CY 2010, 1,184 in CY 2011, and 1,485 in CY 2012. Comparatively, during the six-year period before SB1X, only 60 inquiries regarding mediation were processed by the Court's Counselor Department. Mediation orders may affect multiple cases.

## ***Judicial Settlement Conferences***

The Legislature authorized informal dispute resolution through settlement conferences conducted by a judge other than the assigned trial judge beginning October 23, 2001. A judicial settlement conference may be requested by a party or may be set by the Court on its own motion. The purpose of the judicial settlement conference is to permit an informal discussion between the parties, attorneys, if any, and the settlement judge on every aspect of the case bearing on its settlement value in an effort to resolve the matter before trial. The conference can come before or after a request for trial. The settlement conference can result in voluntary agreement that fully resolves the claim or disputed issues.

The Court set 4 judicial settlement conferences in calendar year 2012, which is the same number as calendar year 2011.

## ***Prehearing Conferences***

Prehearing conferences are informal meetings between the parties and a judge to address a wide variety of issues ranging from determination of death benefits in an admitted claim to questions of jurisdiction. There is no sworn testimony or cross examination of witnesses, and unless requested, no formal transcript of the meeting. The conference may be used to discuss settlement of the case or issues related to the case, or to determine issues in dispute. It gives the parties a chance to meet in the presence of the judge, to exchange information, to define issues, and to resolve disputes voluntarily or with judicial assistance. A prehearing conference also may be used in the formal hearing context to dispose of procedural matters, including discovery issues, in anticipation of trial.

Use of prehearing conferences increased from 8,663 in 1992 to 51,884 in 2012. To address the volume of these informal conferences, judges docket an average of 27 prehearing conferences daily, four days per week.

## ***Temporary Issue Docket***

The temporary issue docket (TID) provides the parties an opportunity to meet informally to resolve medical treatment and temporary disability issues or to schedule a hearing with a judge. Early resolution of these matters can reduce litigation by promoting maximum medical improvement and return to work. In calendar year 2012, the time from filing to TID was 4 weeks, with hearing dates immediately thereafter, or at a later time as necessary for discovery. Judges discontinued use of TID during 2012.

## ***Administrative Review of Disputed Medical Charges***

Two administrative processes were created by the Court to help resolve charge disputes between medical/rehabilitation providers and insurers, without the need for trial.

The Form 18 process permits the Administrator to address conflicting interpretations of the workers' compensation fee schedule. The determinations are made based on written submissions by the parties. Outcomes include voluntary agreement or administrative order allowing or denying all, or a portion of, the disputed charges.

The Form 19 process pertains to all other medical/rehabilitation charge disputes. It may involve a trial before a judge. In 2012, 271 of 770 cases set for Form 19 meeting were resolved or resulted in an agreed order prior to trial. An additional 88 cases were stricken because providers elected not to pursue the matter.

**Section XIV - Departmental Activity**



# **Departmental Activity**

## ***Counselor Department***

The Counselor Department was created in 1994, and previously was known as the Ombudsman Department. The department is the Court's primary information unit and focuses much of its efforts on dispute prevention. Its responsibilities include assisting employers, insurers, health care providers, injured workers and dependents of injured workers, providing educational materials and information on rights, benefits and obligations under the law, answering questions about the workers' compensation system, supporting a toll-free information line, and processing applications to serve as a mediator for the Court's mediation system. In addition, counselors work cooperatively with the Oklahoma Attorney General's Workers' Compensation Fraud Unit, and with the Worker Safety Policy Council, Oklahoma Department of Career and Technology Education, and Oklahoma Employment Security Commission to provide educational programs on workers' compensation for business and labor interests across the state.

Details about the department's activities are set out more fully in the "Dispute Prevention" section of this Annual Report.

## ***Office of the Court Clerk***

The Office of the Court Clerk receives court filings, certifies documents, prepares and transmits records on appeal, accepts appeal bonds, serves as the Court's records custodian, and manages the Court's records retention schedule. In calendar year 2012, the office certified approximately 900 documents from court claim files, processed 52 appeal bonds for appeals to the Oklahoma Supreme Court, and prepared 134 records on appeal to the Supreme Court.

## ***Data Processing/Management Information Services Department***

The Data Processing/Management Information Services Department is responsible for the computer network, programs, and databases of the Court, including databases related to claims filings since 1989, and workers' compensation insurance coverage information. The department assists other court departments in meeting their goals through the use of technology, maintains the Court's website, and supports the Workers' Compensation Court Information System (WCIS). WCIS is the backbone of the Court's case and system management applications. All aspects of the Court's operations, including the processing of injury, claims and insurance information, docketing, order processing, fee collection, and public access to data on case activity, are supported by WCIS. Additional enhancements to WCIS are planned, subject to budgetary limitations.

In December 2009, the Court began transmitting Docket Hearing Notices electronically, which has improved the 'timeliness' for which parties receive notification of hearing dates, and utilizes technology to improve the efficiency of court processes and reduce mailing expenses.

## ***Docket Office***

The Docket Office docket hearings, notifies parties of hearing dates, and manages administrative dockets. In 2012, the office set 83,302 hearings, up from 79,937 in 2011. Hearings set were for both informal and formal dispute resolution proceedings involving a judge.

The Office sets trial dockets for judges and court en banc hearings for appeals. During 2012, the office set 28,562 trials and 1,041 court en banc hearings.

Statistics on the time period between a request for hearing and the actual hearing date are used to gauge how effectively the Court is meeting its responsibility for timely resolution of cases. In 2012, the average time-to-hearing benchmarks were: **temporary issue scheduling dockets**, 4 weeks, with hearing dates immediately thereafter or at a later time as necessary for discovery; **prehearing conferences**, 5 weeks; **permanent partial disability**, 9 weeks; and **three-judge panel appeals**, 11 weeks.

The notable development over time has been a reduction in the time periods parties must wait for a hearing. The greatest drop in time-to-hearing was for hearings on permanent disability issues. Those issues constitute the largest single category of cases which are resolved by the Court. The time-to-hearing for permanent disability issues dropped from an average of 36 weeks in 1992, to an average of 9 weeks in 2012.

During 2012, 28,562 cases were scheduled for trial, and 51,884 prehearing conferences were docketed. In addition, 1,041 cases involving medical treatment and/or temporary disability were set on temporary issue dockets to promote informal resolution before trial or determine the status of the case for scheduling purposes. During this period, 1,041 cases were set before the court en banc. Judges issued 29,662 orders and approved 9,144 settlements.

## ***Form 3 Processing Department***

The Form 3 Processing Department processes initial and amended employee claims for compensation, and orders entered into by mutual agreement of the parties. The department creates court files, verifies the existence of insurance coverage for the claim, enters data into the Court's information system (WCIS), and mails information to the parties. In 2012, the department processed 19,832 claims and amended claims for compensation.

## ***Insurance***

Workers' compensation insurance is mandatory in Oklahoma except as otherwise provided by law. The Court maintains a Workers' Compensation Insurance Coverage Verification System on its website to allow the public to verify insurance coverage information on employers that purchased workers' compensation insurance coverage. This information comes from policy information reported to the National Conference on Compensation Insurance (NCCI). Searches may be conducted by going to [http://www.owcc.state.ok.us/ncci\\_coverage.htm](http://www.owcc.state.ok.us/ncci_coverage.htm).

Individual Self-Insured Employers By Major Industrial Division: CY 2012	
Manufacturing	54
Services	42
Public Sector	33
Transportation	15
Retail	17
Mining	8
Construction	8
Public Utilities	3
Wholesale	4
Financial, Insurance & Real Estate	3
Farming	3
Total	190

Under the authority of the Court Administrator, the Insurance Department regulates self-insured employers and employer group associations. The department also regulates third party administrators, maintains a workers' compensation insurance database for the state covering more than 249,000 employers, and maintains a database of service agents designated by each workers' compensation payor. The department works cooperatively with the Oklahoma Department of Labor to enforce laws regarding workers' compensation coverage. Employers who fail to secure their workers' compensation obligations are subject to criminal sanctions, and civil penalties imposed by the Commissioner of Labor.

Effective February 1, 2007, insurers writing workers' compensation insurance in Oklahoma

were given the option of electing to use the National Council on Compensation Insurance (NCCI) proof of coverage (POC) information system to satisfy certain statutory filing requirements with the Court. The department processed in excess of 333,000 certificates of insurance coverage, cancellations, reinstatements and notices of amended coverage in 2012.

In 2012, the department evaluated 579 applications and financial statements pertaining to self-insurance, group self insurance, or third party administration.

The department approved 190 individual self-insured employers in 2012, approximately 28% of which are in the manufacturing sector. Combined, individual self-insured employers covered about 259,000 employees and had a combined gross payroll of over \$10 Billion Dollars.

Workers' compensation insurance is mandatory in Oklahoma except as otherwise provided by law. The Court maintains a Workers' Compensation Insurance Coverage Verification System on its website to allow the public to verify insurance coverage information of employers that have purchased a workers' compensation insurance policy. This information comes from policy information reported to the National Conference on Compensation Insurance (NCCI). Searches may be conducted by going to [http://www.owcc.state.ok.us/ncci\\_coverage.htm](http://www.owcc.state.ok.us/ncci_coverage.htm).

During calendar year 2012, 17,708 persons connected to the link and performed 67,868 coverage searches.

<b>Self-Insurance Status By Calendar Year: CY 2005 - CY 2012</b>			
<b>Year</b>	<b># of Self-Insurers</b>	<b># of Employees Covered</b>	<b>Gross Payroll</b>
2012	190	259,667	\$10,916,091,833
2011	199	254,414	\$10,140,911,621
2010	208	256,230	\$10,139,462,180
2009	219	231,923	\$9,340,763,758
2008	223	231,563	\$8,027,403,708
2007	220	231,236	\$8,036,874,820
2006	217	220,482	\$8,549,191,380
2005	229	230,141	\$8,017,178,092

In 2012, the department evaluated 579 applications and financial statements pertaining to self-insurance, group self-insurance, or third party administration.

<b>Group Self Insurance Association Status by Calendar Year: CY 2005 - CY 2012</b>			
<b>Year</b>	<b># of Groups</b>	<b># of Group Members</b>	<b>Total Standard Premium</b>
2012	7	0	\$27,808,533
2011	7	429	\$31,807,410
2010	8	1,030	\$36,244,646
2009	8	1,037	\$35,578,093
2008	8	1,036	\$34,269,995
2007	8	1,031	\$33,876,183
2006	8	1,037	\$35,058,286
2005	8	1,046	\$34,640,328

### ***Judicial Support***

In 2012, judicial support staff processed 157 physician applications for participation in the Independent Medical Examiner system, processed 26 applications for participation in the Case Manager system, and prepared a total of 5,226 orders appointing independent medical examiners, medical case managers, and vocational rehabilitation experts, as directed by the Court.

### ***Order Processing Department***

The Order Processing Department produces orders as directed by the judges and processes them for mailing to the parties. During 2012, judges issued 29,662 orders and 9,144 settlements. The average time for the department to prepare and process orders requested by the judges was five days.

## ***Records Department***

The Records Department maintains court files, processes the mail and responds to requests for records and information. In calendar year 2012, the Records Department maintained 173,659 case files prepared in calendar year 2002, to the most current calendar year on premises at the time of this report. Court files from 1992 through 2001 are archived at the Department of Libraries.



## **Section XV - Fiscal Year Expenditures**



## **Fiscal Year Expenditures: 7/1/11 - 6/30/12**

Personal Services (Salaries and Benefits, and Professional Services) .....	\$5,742,000
Travel.....	\$50,000
Equipment .....	\$50,000
Other Operating Expenses.....	\$506,000
<hr/>	
TOTAL EXPENDITURES .....	\$6,351,000



## **Section XVI - Legislative Activity**



# Legislative Activity

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## IMPORTANT INFORMATION

**Disclaimer:** The purpose of this section is to provide a general overview of legislative activity during the 1st Regular Session of the 54<sup>th</sup> Oklahoma Legislature (2013) relevant to the workers' compensation system. It is for informational purposes only. It is not a statement of policy by the Oklahoma Workers' Compensation Court, is not binding on the Court in any way and should not be relied upon as the basis for any action. To see the full text of the enacted legislation, go to the "Enrolled Legislation" link on the "Executive Legislative" page on the Secretary of State's web site at: <http://www.sos.state.ok.us>.

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## 2012 WORKERS' COMPENSATION RELATED LEGISLATIVE CHANGES

*The following is a general overview of workers' compensation related legislation passed by the 2<sup>nd</sup> Regular Session of the 53<sup>rd</sup> Oklahoma Legislature (2012). It is for informational purposes only. It is not a statement of policy by the Oklahoma Workers' Compensation Court, is not binding on the Court in any way and should not be relied upon as the basis of any action.*

### **HB 2258 - Effective 11/01/12**

Requires the Oklahoma Tax Commission, Workers' Compensation Court, Department of Labor, CompSource Oklahoma and the Oklahoma Employment Security Commission to share information and coordinate investigative and enforcement efforts to detect contractors that intentionally misclassify employees as independent contractors rather than employees for the purpose of affecting withholding and social security, unemployment tax or workers' compensation premiums. Provides a penalty for such misclassification. Requires contractors to include proof of their employer identification number on all public construction project bids. Creates new law sections to be codified as 68 O.S., §§1708 and 1709.

### **HB 3074 - Effective 11/01/12**

Excludes workers' compensation from a provision authorizing hospital liens when an injured person asserts a claim against an insurer. Amends 42 O.S., §43.

**HB 3079 - Effective 08/24/12**

This is an omnibus measure which, as relevant, amends multiple Workers' Compensation Code sections to change "Office of State Finance" and "Department of Central Services" to "Office of Management and Enterprise Services." Strikes the Director of Central Purchasing from the CompSource Oklahoma Board of Managers, reducing the Board from 9 to 8 members, since the Department of Central Services was consolidated into the successor entity. Amends 85 O.S., §§303, 361, 365, 370, 376, 384, 387, 389, 403 and 412.

**SB 1060 - Effective 05/01/12**

Directs insurers to notify the Attorney General Workers' Compensation and Insurance Fraud Unit of suspected fraud by a claimant. Amends 36 O.S., §363.

**SB 1246 - Effective 11/01/12**

Provides that if a claimant is charged with workers' compensation fraud, any pending workers' compensation proceeding is stayed after the preliminary hearing is concluded and the claimant is bound over, and shall remain stayed until final disposition of the criminal case. Provides that all notice requirements shall continue during the stay. Amends 85 O.S., §410.

**SB 1321 - Effective 11/01/12**

Permits the Attorney General to contract with retired peace officers certified by the Council on Law Enforcement Education and Training (CLEET) or CLEET-certified private investigators for investigative services related to the Attorney General Workers' Compensation Fraud Unit. Amends 85 O.S., §410.

**Section XVII - Boards, Committees  
and Councils**



# **Boards, Committees and Councils**

## ***Individual Self-Insured Guaranty Fund Board 85 O.S., Section 358***

While the Workers' Compensation Code, enacted in 2011, abolished the Individual Self-Insured Guaranty Fund Board and created the Workers' Compensation Self-Insurance Guaranty Fund Board, the original board continued to meet during 2012, while awaiting new board member appointments. The original board held its final meeting in November. Completion of new board member appointments occurred in December. The new board began meeting in January, 2013.

The Individual Self-Insured Guaranty Fund Board was composed of three members appointed by the Court Administrator. Each member represented an employer approved by the Administrator as an own-risk employer. The Board managed the Individual Self-Insured Guaranty Fund (Fund). The Fund is used to pay the workers' compensation obligations of an approved own-risk employer that is unable to pay a workers' compensation award. Deposits to the Fund were from a tax assessed against each own-risk employer at the rate of one percent (1%) of the total compensation for permanent partial disability awards paid by the employer. The tax was assessed until the Fund contained One Million Dollars (\$1,000,000). The tax was suspended by the Court Administrator effective April 2, 2007, and not reinstated.

Individual Self-Insured Guaranty Fund Board members serving in 2012:

Joseph L. McCormick, IV, Chairman  
ONEOK  
Oklahoma City, Oklahoma

Tammy Steichen Minter  
Advance Pierre Foods Inc.  
Enid, Oklahoma

Charlotte Smith  
St. Francis Hospital  
Tulsa, Oklahoma

## ***Group Self-Insurance Association Guaranty Fund Board 85 O.S., Section 359***

The Workers' Compensation Code, enacted in 2011, abolished the Group Self-Insurance Association Guaranty Fund Board and created the Workers' Compensation Self-Insurance Guaranty Fund Board. The original board did not meet during 2012. Completion of new board member appointments occurred in December. The new board began meeting in January, 2013.

The Group Self-Insurance Association Guaranty Fund Board was composed of up to five members appointed by the Court Administrator. Each member is the administrator of a group self-insurance association approved by the Administrator to self-insure. The Board managed the Group Self-Insurance Association Guaranty Fund (Fund). The Fund was used to pay the

workers' compensation obligations of an approved association that is unable to pay a workers' compensation award. Deposits to the Fund were from a tax assessed against each association at the rate of one percent (1%) of the total compensation for permanent partial disability awards paid by the association. The tax was assessed until the Fund contained One Million Dollars (\$1,000,000). The tax was suspended by the Court Administrator effective September 6, 1996.

Group Self-Insurance Association Guaranty Fund Board members serving in 2012:

Cindy Compton  
Harrah, Oklahoma

Chris Sturm  
Oklahoma City, Oklahoma

Chris Meyer  
Oklahoma City, Oklahoma

Jim Smelser  
Oklahoma City, Oklahoma

### ***Physician Advisory Committee 85 O.S., Section 373***

The Physician Advisory Committee was created by the Legislature in 1993, to assist the Court and Court Administrator by providing information on various medical related matters, including utilization review, abusive practices by health care providers, methods for evaluating permanent impairment, treatment guidelines and utilization controls. The committee is composed of nine members, with three members each appointed by the Governor, President Pro Tempore of the Senate, and Speaker of the House of Representatives. The appointments are from designated medical specialties and congressional districts. The committee is assisted by court staff. The committee met five times and held two public hearings during calendar year 2012. Annual reports of the committee are available on the Court's website at: [http://www.owcc.state.ok.us/advisory\\_commit.htm](http://www.owcc.state.ok.us/advisory_commit.htm).

Physician Advisory Committee members serving in 2012, are as follows:

Leroy E. Young, D.O., Chairman  
Oklahoma City, Oklahoma

David Garrett, D.P.M.  
Miami, Oklahoma

Robert L. Remondino, M.D., Vice Chairman  
Oklahoma City, Oklahoma

William R. Gillock, D.O.  
Tulsa, Oklahoma

Michael Cooper, D.O.  
Claremore, Oklahoma

C. B. Pettigrew, D.O.  
Oklahoma City, Oklahoma

Jeff A. Fox, M.D.  
Tulsa, Oklahoma

John A. Munneke, M.D.  
Oklahoma City, Oklahoma

## **Advisory Council on Workers' Compensation 85 O.S., Section 374**

The Advisory Council on Workers' Compensation was created by the Legislature in 1990, to analyze and review the workers' compensation system, reports of the Court Administrator, and workers' compensation trends. The Council may recommend improvements and proper responses to developing trends, and consult with the Court on oversight of independent medical examiners.

The Council is composed of nine members, with three members each appointed by the Governor, President Pro Tempore of the Senate, and Speaker of the House of Representatives. The Court's Presiding Judge and Administrator serve as ex-officio nonvoting members. The Governor's appointees represent employers, one of whom must be from a list of nominees provided by the predominant statewide broad-based business organization. The President Pro Tempore's appointees are comprised of two attorneys representing the legal profession in this state, one of whom practices primarily in the area of defense of workers' compensation claims, and one medical doctor or doctor of osteopathy, actively engaged in the treatment of injured workers. The Speaker's appointees represent employees, one of whom shall be from a list of nominees provided by the most representative labor organization in the state. The Council is assisted by Workers' Compensation Court staff and met six times, and held one public hearing during calendar year 2012. Annual reports of the committee are available on the Court's website at: [http://www.owcc.state.ok.us/advisory\\_commit.htm](http://www.owcc.state.ok.us/advisory_commit.htm).

Advisory Council on Workers' Compensation members with appointing authorities serving in 2012:

Michael D. Carter, Chairman  
Norman, Oklahoma  
President Pro Tempore of the Senate

Dave Koeneke  
Oklahoma City, Oklahoma  
Speaker of the House

Angela R. LeBlanc, Vice Chairman  
Oklahoma City, Oklahoma  
Governor

Dan Simmons  
Oklahoma City, Oklahoma  
Governor

Jim C. Curry  
Oklahoma City, Oklahoma  
Speaker of the House

Sterling Zearley  
Oklahoma City, Oklahoma  
Speaker of the House

Rochelle L. Guinn  
Oklahoma City, Oklahoma  
Governor

L. Brad Taylor, Presiding Judge  
Workers' Compensation Court  
Ex-officio Nonvoting Member

Michael Clingman, Court Administrator  
Workers' Compensation Court  
Ex-officio Nonvoting Member



**Section XVIII - Miscellaneous**



## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1955	Marx Childers	Chairman	See 85 O.S. Supp. 1955, §69.1	J. Murray
	D.H. Cotten	Judge		J. Murray
	Hubert Hargrave	Judge		J. Murray
	Mildred Brooks Fitch	Judge		J. Murray
	Jess B. Harper	Judge		J. Murray
1956	Same as 1955			
1957	Marx Childers	Chairman	See 85 O.S. Supp. 1955, §69.1	
	D.H. Cotten	Judge		
	Hubert Hargrave	Judge		
	Mildred Brooks Fitch	Judge		
	Jean R. Reed	Judge		
1958	Same as 1957			
1959	Marx Childers	Chairman	See 85 O.S. Supp. 1955, §69.1	
	D.H. Cotten	Judge		
	Hubert Hargrave	Judge		
	Mildred Brooks Fitch	Judge		
	Jean R. Reed	Judge		
1960	Harley Venters	Presiding Judge	1960 - 1961	Edmondson
	Marx Childers	Judge		
	D.H. Cotten	Judge		
	Jean R. Reed	Judge		
	Hubert Hargrave	Judge		
1961	Clint G. Livingston	Presiding Judge	1961 - 1962	Edmondson
	Jean R. Reed	Judge	1961 - 1963	Edmondson
	Toby Morris	Judge		
	J. Clark Russell	Judge		
	Silas C. Wolf	Judge		
1962	Jim Ed Douglas	Presiding Judge	1962 - 1963	Edmondson
	Jean R. Reed	Judge		
	Toby Morris	Judge		
	J. Clark Russell	Judge		
	Silas C. Wolf	Judge		

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1963	Harry V. Rouse J. Clark Russell Silas C. Wolf A. R. Swank, Jr. Keith Cooper	Presiding Judge Judge Judge Judge Judge	1963 - 1965   1963 - 1969 1963 - 1967	Bellmon   Bellmon Bellmon
1964	Same as 1963			
1965	A. R. Swank, Jr. J. Clark Russell Silas C. Wolf Keith Cooper A.L.Voth	Presiding Judge Judge Judge Judge Judge	1965 - 1971    1965 - 1971	Bellmon - reappointment    Bellmon
1966	Same as 1965			
1967	A. R. Swank, Jr. Silas C. Wolf Keith Cooper A.L. Voth Bruce Evans	Presiding Judge Judge Judge Judge Judge	1967 - 1973    1967 - 1973	Bartlett - reappointment    Bartlett
1968	Same as 1967			
1969	A. R. Swank, Jr. Silas C. Wolf Keith Cooper A.L. Voth Bruce Evans	Presiding Judge Judge Judge Judge Judge	1969 - 1975	Bartlett - reappointment
1970	Same as 1969			
1971	Silas C. Wolf A. R. Swank, Jr. Keith Cooper A.L. Voth Bruce Evans	Presiding Judge Judge Judge Judge Judge	1971 - 1977    1971 - 1977	Hall - reappointment    Hall - reappointment
1972	Same as 1971			
1973	Silas C. Wolf A. R. Swank, Jr. A. L. Voth Yvonne Sparger Thomas Gudgel, Jr.	Presiding Judge Judge Judge Judge Judge	1973 - 1979 1973 - 1977	Hall Hall

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1974	Same as 1973			
1975	Silas C. Wolf A. L. Voth Yvonne Sparger Thomas Gudgel, Jr. James Fullerton	Presiding Judge Judge Judge Judge Judge	1975 - 1981	Boren
1976	Same as 1975			
1977	Marian P. Opala Yvonne Sparger James Fullerton Charles L. Cashion Chris Sturm	Presiding Judge Judge Judge Judge Judge	1977 - 1983   1977 - 1978 1977 - 1980	Boren   Boren Boren
1978	Chris Sturm Marian P. Opala Charles L. Cashion Mary E. Cox Patrick C. Ryan James Fullerton Yvonne Sparger	Presiding Judge (6) Position 1 Position 2 Position 3 Position 4 Position 5 Position 7	1978 - 1984  1978 - 1984 1978 - 1982	Boren - reappointment Boren Boren
1979	Patrick C. Ryan Marian P. Opala Bill V. Cross Charles L. Cashion Mary E. Cox James Fullerton Chris Sturm Dick Lynn	Presiding Judge (4) Position 1 Position 1 Position 2 Position 3 Position 5 Position 6 Position 7	1979 - 1984     1979 - 1980	Nigh     Nigh
1980	Patrick C. Ryan Bill V. Cross Charles L. Cashion Mary E. Cox James Fullerton Chris Sturm Dick Lynn	Presiding Judge (4) Position 1 Position 2 Position 3 Position 5 Position 6 Position 7	1980 - 1986    1980 - 1986 1980 - 1986	Nigh - reappointment Nigh - reappointment

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1981	Patrick C. Ryan	Presiding Judge (4)		
	Bill V. Cross	Position 1		
	Charles L. Cashion	Position 2		
	Mary E. Cox	Position 3		
	James Fullerton	Position 5		
	Larry Brawner	Position 5	1981 - 1982	Nigh
	Chris Sturm	Position 6		
	Victor R. Seagle	Position 6	1981 - 1986	Nigh
	Dick Lynn	Position 7		
1982	Patrick C. Ryan	Presiding Judge (4)	1982 - 1988	Nigh - reappointment
	Bill V. Cross	Position 1		
	Charles L. Cashion	Position 2		
	Mary E. Cox	Position 3		
	Larry Brawner	Position 5		
	G. Dan Rambo	Position 5	1982 - 1984	Nigh
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
	Clint G. Livingston	Position 8	1982 - 1988	Nigh
1983	Patrick C. Ryan	Presiding Judge (4)		
	Bill V. Cross	Position 1		
	Charles L. Cashion	Position 2		
	Mary E. Cox	Position 3		
	G. Dan Rambo	Position 5		
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
	Clint G. Livingston	Position 8		
	1984	Charles L. Cashion	Presiding Judge (2)	1984 - 1990
Bill V. Cross		Position 1	1984 - 1990	Nigh - reappointment
Mary E. Cox		Position 3		
Gary Sleeper		Position 3	1984 - 1988	Nigh
Patrick C. Ryan		Position 4		
G. Dan Rambo		Position 5		
Jacque J. Brawner		Position 5	1984 - 1988	Nigh
Victor R. Seagle		Position 6		
Dick Lynn		Position 7		
Clint G. Livingston	Position 8			
1985	Charles L. Cashion	Presiding Judge (2)		
	Bill V. Cross	Position 1		
	Gary Sleeper	Position 3		
	Patrick C. Ryan	Position 4		
	Patricia Demps	Position 4	1985 - 1986	Nigh
	Jacque J. Brawner	Position 5		
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
	Clint G. Livingston	Position 8		
Kay K. Kennedy	Position 9	1985 - 1988	Nigh	

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1986	Charles L. Cashion	Presiding Judge (2)		
	Bill V. Cross	Position 1		
	Gary Sleeper	Position 3		
	Patricia Demps	Position 4		
	J. Michael Mancillas	Position 4	1986 - 1988	Nigh
	Jacque J. Brawner	Position 5		
	Victor R. Seagle	Position 6	1986 - 1992	Nigh - reappointment
	Dick Lynn	Position 7	1986 - 1992	Nigh - reappointment
	Clint G. Livingston	Position 8		
	Kay K. Kennedy	Position 9		
1987	Charles L. Cashion	Presiding Judge (2)		
	Bill V. Cross	Position 1		
	Gary Sleeper	Position 3		
	J. Michael Mancillas	Position 4		
	Jacque J. Brawner	Position 5		
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
	Clint G. Livingston	Position 8		
		Kay K. Kennedy	Position 9	
1988	Charles L. Cashion	Presiding Judge (2)		
	Bill V. Cross	Position 1		
	Gary Sleeper	Position 3		
	Sam Townley	Position 3	1988 - 1990	Bellmon
	J. Michael Mancillas	Position 4		
	Ben P. Choate, Jr.	Position 4	1988 - 1994	Bellmon
	Jacque J. Brawner	Position 5		
	Jerry L. Salyer	Position 5	1988 - 1994	Bellmon
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
	Clint G. Livingston	Position 8		
	Noma D. Gurich	Position 8	1988 - 1994	Bellmon
Kay K. Kennedy	Position 9			
	Ozella M. Willis	Position 9	1988 - 1994	Bellmon
1989	Noma D. Gurich	Presiding Judge (8)		
	Bill V. Cross	Position 1		
	Charles L. Cashion	Position 2		
	Louis G. Buchanan	Position 2	1989 - 1990	Bellmon
	Sam Townley	Position 3		
	Ben P. Choate, Jr.	Position 4		
	Jerry L. Salyer	Position 5		
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
	Ozella M. Willis	Position 9		

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1990	Noma D. Gurich	Presiding Judge (8)		
	Bill V. Cross	Position 1		
	Kimberly E. West	Position 1	1990 - 1996	Bellmon
	Louis G. Buchanan	Position 2	1990 - 1996	Bellmon - reappointment
	Sam Townley	Position 3		
	Terry A. Pendell	Position 3	1990 - 1996	Bellmon
	Ben P. Choate, Jr.	Position 4		
	Jerry L. Salyer	Position 5		
	Victor R. Seagle	Position 6		
	Dick Lynn	Position 7		
Ozella M. Willis	Position 9			
1991	Noma D. Gurich	Presiding Judge (8)		
	Kimberly E. West	Position 1		
	Louis G. Buchanan	Position 2		
	Terry A. Pendell	Position 3		
	Ben P. Choate, Jr.	Position 4		
	Jerry L. Salyer	Position 5		
	Victor R. Seagle	Position 6		
	James S. Porter	Position 6	1991 - 1992	Walters
	Dick Lynn	Position 7		
	Ozella M. Willis	Position 9		
1992	Noma D. Gurich	Presiding Judge (8)		
	Kimberly E. West	Position 1		
	Louis G. Buchanan	Position 2		
	Terry A. Pendell	Position 3		
	Ben P. Choate, Jr.	Position 4		
	Jerry L. Salyer	Position 5		
	Victor R. Seagle	Position 6		
	James S. Porter	Position 6	1992 - 1998	Walters - reappointment
	Dick Lynn	Position 7	1992 - 1998	Walters - reappointment
	Ozella M. Willis	Position 9		
1993	Jerry L. Salyer	Presiding Judge (5)		
	Kimberly E. West	Position 1		
	Louis G. Buchanan	Position 2		
	Terry A. Pendell	Position 3		
	Ben P. Choate, Jr.	Position 4		
	James S. Porter	Position 6		
	Dick Lynn	Position 7		
	Noma D. Gurich	Position 8		
	Ozella M. Willis	Position 9		

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1994	Jerry L. Salyer	Presiding Judge (5)	1994 - 2000	Walters - reappointment
	Kimberly E. West	Position 1		
	Louis G. Buchanan	Position 2		
	Terry A. Pendell	Position 3		
	Ben P. Choate, Jr.	Position 4		
	Susan Witt Conyers	Position 4	1994 - 2000	Walters
	James S. Porter	Position 6		
	Dick Lynn	Position 7		
	Noma D. Gurich	Position 8	1994 - 2000	Walters - reappointment
	Ozella M. Willis	Position 9	1994 - 2000	Walters - reappointment
Mary A. Black	Position 10	1994 - 1996	Walters	
1995	Susan Witt Conyers	Presiding Judge (4)		
	Kimberly E. West	Position 1		
	Louis G. Buchanan	Position 2		
	Terry A. Pendell	Position 3		
	Jerry L. Salyer	Position 5		
	James S. Porter	Position 6		
	Dick Lynn	Position 7		
	Noma D. Gurich	Position 8		
	Ozella M. Willis	Position 9		
Mary A. Black	Position 10			
1996	Susan Witt Conyers	Presiding Judge (4)		
	Kimberly E. West	Position 1		
	Ellen C. Edwards	Position 1	1996 - 2002	Keating
	Louis G. Buchanan	Position 2		
	Richard L. Blanchard	Position 2	1996 - 2002	Keating
	Terry A. Pendell	Position 3		
	Richard G. Mason	Position 3	1996 - 2002	Keating
	Jerry L. Salyer	Position 5		
	James S. Porter	Position 6		
	Dick Lynn	Position 7		
	Jim D. Filosa	Position 7	1996 - 1998	Keating
	Noma D. Gurich	Position 8		
	Ozella M. Willis	Position 9		
	Mary A. Black	Position 10		
Kenton W. Fulton	Position 10	1996 - 2002	Keating	

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
1997	Richard G. Mason	Presiding Judge (3)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	James S. Porter	Position 6		
	Jim D. Filosa	Position 7		
	Noma D. Gurich	Position 8		
	Ozella M. Willis	Position 9		
	Kenton W. Fulton	Position 10		
1998	Richard G. Mason	Presiding Judge (3)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	James S. Porter	Position 6		
	D. Craig Johnston	Position 6	1998 - 2004	Keating
	Jim D. Filosa	Position 7	1998 - 2004	Keating - reappointment
	Noma D. Gurich	Position 8		
	Gene Prigmore	Position 8	1998 - 2000	Keating
	Ozella M. Willis	Position 9		
Kenton W. Fulton	Position 10			
1999	Kenton W. Fulton	Presiding Judge (10)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Richard G. Mason	Position 3		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	D. Craig Johnston	Position 6		
	Jim D. Filosa	Position 7		
	Gene Prigmore	Position 8		
	Ozella M. Willis	Position 9		
2000	Kenton W. Fulton	Presiding Judge (10)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Richard G. Mason	Position 3		
	Susan Witt Conyers	Position 4	2000 - 2006	Keating - reappointment
	Jerry L. Salyer	Position 5	2000 - 2006	Keating - reappointment
	D. Craig Johnston	Position 6		
	Jim D. Filosa	Position 7		
	Gene Prigmore	Position 8	2000 - 2006	Keating - reappointment
	Ozella M. Willis	Position 9		
Cherri Farrar	Position 9	2000 - 2006	Keating	

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
2001	Kenton W. Fulton	Presiding Judge (10)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Richard G. Mason	Position 3		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	D. Craig Johnston	Position 6		
	Jim D. Filosa	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
2002	Kenton W. Fulton	Presiding Judge (10)	2002 - 2008	Keating - reappointment
	Ellen C. Edwards	Position 1	2002 - 2008	Keating - reappointment
	Richard L. Blanchard	Position 2	2002 - 2008	Keating - reappointment
	Richard G. Mason	Position 3	2002 - 2008	Keating - reappointment
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	D. Craig Johnston	Position 6		
	Jim D. Filosa	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
2003	Richard L. Blanchard	Presiding Judge (2)		
	Ellen C. Edwards	Position 1		
	Richard G. Mason	Position 3		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	D. Craig Johnston	Position 6		
	Jim D. Filosa	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
	Kenton W. Fulton	Position 10		
2004	Richard L. Blanchard	Presiding Judge (2)		
	Ellen C. Edwards	Position 1		
	Richard G. Mason	Position 3		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	D. Craig Johnston	Position 6		
	Mary A. Black	Position 6	2004 - 2010	Henry
	Jim D. Filosa	Position 7		
	Tom Leonard	Position 7	2004 - 2010	Henry
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
Kenton W. Fulton	Position 10			

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
2005	Gene Prigmore	Presiding Judge (8)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Richard G. Mason	Position 3		
	Susan Witt Conyers	Position 4		
	Jerry L. Salyer	Position 5		
	Mary A. Black	Position 6		
	Tom Leonard	Position 7		
	Cherri Farrar	Position 9		
	Kenton W. Fulton	Position 10		
2006	Gene Prigmore	Presiding Judge (8)	2006 - 2012	Henry - reappointment
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Richard G. Mason	Position 3		
	Michael J. Harkey	Position 3	2006 - 2008	Henry
	Susan Witt Conyers	Position 4		
	Kent Eldridge	Position 4	2006 - 2012	Henry
	Jerry L. Salyer	Position 5		
	John M. McCormick	Position 5	2006 - 2012	Henry
	Mary A. Black	Position 6		
Tom Leonard	Position 7			
Cherri Farrar	Position 9	2006 - 2012	Henry - reappointment	
Kenton W. Fulton	Position 10			
2007	Mary A. Black	Presiding Judge (6)		
	Ellen C. Edwards	Position 1		
	Richard L. Blanchard	Position 2		
	Michael J. Harkey	Position 3		
	Kent Eldridge	Position 4		
	John M. McCormick	Position 5		
	Tom Leonard	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
	Kenton W. Fulton	Position 10		

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
2008	Mary A. Black	Presiding Judge (6)		
	Ellen C. Edwards	Position 1		
	Bob Lake Grove	Position 1	2008 - 2014	Henry
	Richard L. Blanchard	Position 2		
	William R. Foster, Jr.	Position 2	2008 - 2014	Henry
	Michael J. Harkey	Position 3	2008 - 2014	Henry - reappointment
	Kent Eldridge	Position 4		
	John M. McCormick	Position 5		
	Tom Leonard	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
	Kenton W. Fulton	Position 10		
Eric W. Quandt	Position 10	2008 - 2014	Henry	
2009	Kent Eldridge	Presiding Judge (4)		
	Bob Lake Grove	Position 1		
	William R. Foster, Jr.	Position 2		
	Michael J. Harkey	Position 3		
	John M. McCormick	Position 5		
	Mary A. Black	Position 6		
	Tom Leonard	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
	Eric W. Quandt	Position 10		
2010	Kent Eldridge	Presiding Judge (4)		
	Bob Lake Grove	Position 1		
	William R. Foster, Jr.	Position 2		
	Michael J. Harkey	Position 3		
	John M. McCormick	Position 5		
	Mary A. Black	Position 6		
	David P. Reid	Position 6	2010 - 2016	Henry
	Tom Leonard	Position 7		
	Owen T. Evans	Position 7	2010 - 2016	Henry
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
	Eric W. Quandt	Position 10		

## History of Judicial Appointments Oklahoma Workers' Compensation Court

Year	Judge's Name	Position	Duration of Term <sup>1</sup>	Governor Appointing
2011	Michael J. Harkey	Presiding Judge (3)		
	Bob Lake Grove	Position 1		
	William R. Foster, Jr.	Position 2		
	Kent Eldridge	Position 4		
	John M. McCormick	Position 5		
	David P. Reid	Position 6		
	Owen T. Evans	Position 7		
	Gene Prigmore	Position 8		
	Cherri Farrar	Position 9		
	Eric W. Quandt	Position 10		
2012	Michael J. Harkey	Presiding Judge (3)		
	Bob Lake Grove	Position 1		
	William R. Foster, Jr.	Position 2		
	Kent Eldridge	Position 4		
	L. Brad Taylor	Position 4	2012 - 2020	Fallin
	John M. McCormick	Position 5		
	Michael W. McGivern	Position 5	2012 - 2020	Fallin
	David P. Reid	Position 6		
	Owen T. Evans	Position 7		
	Gene Prigmore	Position 8		
	Carla Snipes	Position 8	2012 - 2020	Fallin
	Cherri Farrar	Position 9		
	Margaret Bomhoff	Position 9	2012 - 2020	Fallin
Eric W. Quandt	Position 10			

<sup>1</sup> Duration of term reflects the length of appointment and may not coincide with the actual term of employment with the Court.

# Workers' Compensation Court

<http://www.owcc.state.ok.us>

## Contact Information

### Oklahoma City Location

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Oklahoma City, OK 73105-4918  
Main Desk.....405-522-8600  
Facsimile.....405-522-8683

### Tulsa Location

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440 South Houston  
Tulsa, OK 74127  
Main Desk.....918-581-2714  
Facsimile.....918-581-2678

### Administrative Office

Michael Clingman, Court Administrator .....405-522-8600

### Counselor Department

Oklahoma City.....405-522-8760  
Tulsa .....918-581-2714  
In-State Toll Free.....800-522-8210

### Data Processing/Management Information Services Department

Christopher Herndon, Statistician.....405-522-8600

### Docket Office

Valerie Rossiter, Supervisor .....405-522-8670

### Form 3 Processing Department

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### Insurance Department

Richard Michael Fisher, Supervisor.....405-522-8680

Medical Fee Schedule Questions.....405-522-8794

### Order Processing Department

Kara Anderson, Supervisor .....405-522-8600

### Records Department

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