

## BEFORE THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

**FILED**

WORKERS' COMPENSATION COMMISSION

STATE OF OKLAHOMA

January 24, 2019

Norma McRae

COMMISSION CLERK

BARRY PICKUP	)	
Employee-Claimant	)	
	)	Commission File No.
CITY OF BROKEN ARROW	)	CM-2015-05156R
Employer-Respondent	)	
	)	
CITY OF BROKEN ARROW (OWN RISK #14157)	)	Claimant's Social Security
Insurer	)	Number: xxx-xx-7134
	)	

**ORDER DENYING COMPENSABILITY**

Hearing before Administrative Law Judge P BLAIR MCMILLIN on JANUARY 22, 2019, in Tulsa, Oklahoma.

Claimant appeared by counsel, SCOTT TULLY.

Respondent and insurance carrier appeared by counsel, JORDAN ENSLEY for LEAH P KEELE.

**I. BACKGROUND**

NOW on this 22<sup>nd</sup> day of January 2019, this matter comes on hearing before Administrative Law Judge P BLAIR MCMILLIN at Tulsa, Oklahoma. Appearances by the respective parties are as noted above.

**II. FACTS AND STIPULATIONS**

The following stipulations were submitted by the parties and accepted as fact:

1. That the Oklahoma Workers' Compensation Commission has jurisdiction in this claim.
2. That the Claimant was an employee of City of Broken Arrow on June 26, 2015.
3. That Respondent had a policy of workers' compensation coverage with Own Risk #14157 on June 26, 2015.

**III. FINDINGS AND CONCLUSIONS**

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

1. That Claimant did not sustain a work related injury to the knees arising out of and in the course and scope of employment; therefore the medical treatment Claimant has undergone is not due to a work related accident.
2. That Claimant's request for benefits is DENIED.

3. Pursuant to 85A O.S, §118(A), a final award fee of One Hundred Forty Dollars (\$140.00) is taxed as costs in this matter, and, unless previously paid, shall be paid by the Claimant to the Workers' Compensation Commission.

**IT IS SO ORDERED.**

DONE this 23rd day of JANUARY, 2019.

BY ORDER OF:

/s/   
P BLAIR McMILLIN  
ADMINISTRATIVE LAW JUDGE

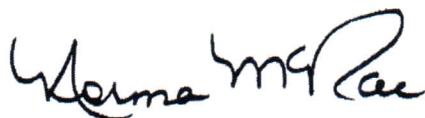
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A copy of the above and foregoing Commission Order was mailed, by regular or certified United States Mail, on this filed stamped date to:

Claimant's Attorney: SCOTT TULLY  
PO BOX 2141  
BROKEN ARROW, OK 74013-

Respondent's Attorney: LEAH P KEELE  
10441 S REGAL BLVD STE 200  
TULSA, OK 74133-

I do hereby certify that the above and foregoing is a true and correct copy of the original order signed by the Judge herein. Witness by my hand and the official seal of this Commission on this date.



Norma McRae  
Commission Clerk  
January 24, 2019