

RESOLUTION

**RESOLUTION OF THE OKLAHOMA CITY MUNICIPAL FACILITIES
AUTHORITY AUTHORIZING THE RISK MANAGER AND THE
TRUST'S LEGAL COUNSEL NOT TO APPEAL AND TO COMPLY WITH
THE ORDER OF THE WORKERS' COMPENSATION COMMISSION
CLAIM NO. CM3-2023-00271Q, STYLED: SHIRLEY NEAL, CLAIMANT,
VS. THE CITY OF OKLAHOMA CITY, RESPONDENT, AN OWN RISK
CARRIER.**

WHEREAS, Shirley Neal caused to be filed an application for permanent partial disability benefits under the Workers' Compensation Act as a result of accidental personal injury arising out of and in the course of her employment on January 12, 2022, with The Central Oklahoma Transportation and Parking Authority; and

WHEREAS, for the reasons set forth in the attached memorandum which is incorporated herein by reference and made a part hereof, it is considered to be in the best interest of The City of Oklahoma City and the Oklahoma City Municipal Facilities Authority not to appeal and to comply with the Commission Order.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and the Board of Trustees of the Oklahoma City Municipal Facilities Authority that the Risk Manager and the Trust's legal counsel be authorized not to appeal and to comply with the Commission Order of the Workers' Compensation Commission Claim No. CM3-2023-00271Q styled: Shirley Neal, Claimant, vs. The City of Oklahoma City, Respondent, an Own Risk Carrier. That in compliance with the Commission Order, Claimant is to be compensated for 43.20 weeks for a total amount of \$15,552, of which 43.20 weeks have accrued and shall be paid in a lump sum of \$15,552, plus any accrued interest (less attorney fee). Claimant's attorney shall be paid \$3,110.40 or 20% of the PPD award as a fair and reasonable attorney fee. The settlement further calls for a 3% assessment of the PPD award in the sum of \$466.56 be deducted and paid on behalf of the claimant for the Multiple Injury

Trust Fund Tax, making the lump sum award \$15,085.44. Pursuant to Title 85 O.S. § 368, a filing fee of \$140 is taxed as a cost in this matter and shall be paid by Respondent, The City of Oklahoma City, to the Commission Administrator within 20 days from the date this Order becomes final. In addition, the City will pay Court costs, a Special Occupational Health and Safety Tax Fund, representing .75% of the permanent partial disability award, shall be paid the sum of \$116.64 and the Workers' Compensation Administration Fund, representing 2% of the permanent partial disability award, shall be paid in the sum of \$311.04.

ADOPTED by the Trustees and **SIGNED** by the Chairman of The Oklahoma City Municipal Facilities Authority this 15TH day of AUGUST 2023.

ATTEST:

Amy K. Simpson
Secretary



David Holt
Chairman

REVIEWED for form and legality.

[Signature]
Assistant Municipal Counselor II