



MEMORANDUM

OCMFA Agenda
Item No. MFA. F
9/10/2024

The City of OKLAHOMA CITY

TO: Chairman and Trustees of the Oklahoma City Municipal Facilities Authority

FROM: Craig Freeman, City Manager/General Manager, OCMFA

Resolution authorizing the Director of Risk Management and the Trust's legal counsel not to appeal and to comply with the Order of the Workers' Compensation Court Claim No. CM3-2023-01814F, styled: *Lucinda Murdock, Claimant vs. The City of Oklahoma City, Respondent*, an Own Risk Carrier.

Background:

The Claimant, Lucinda Murdock is 64 years old and an 11-year employee of the Central Oklahoma Transportation and Parking Authority (COTPA). At the time of the injury she was assigned to EMBARK as a Full Time Bus Operator and continues to be employed by COTPA.

Claimant sustained an undisputed accidental injury on January 12, 2023 to her low back and neck.

Claimant was evaluated by Dr. Lonnie Litchfield on behalf of her attorney and found to have the following permanent partial impairment: low back 27%, neck 27%. The Claimant was also evaluated by Dr. William D. Jones on behalf of the City and found to have the following permanent partial impairment: low back 2%, neck 2%.

On August 16, 2024, Judge Michael Egan, of the Workers' Compensation Commission, awarded Claimant the following permanent partial disability: low back 10%, neck 10%, entitling Claimant to 72 weeks of compensation at \$360 per week, totaling \$25,920, of which 15.44 weeks have accrued and shall be paid in a lump sum of \$5,558.40.

The settlement further calls for a 3% assessment of the PPD award in the sum of \$777.60 be deducted and paid on behalf of the Claimant for the Multiple Injury Trust Fund Tax, making the lump sum award \$25,142.40. The Commission further ordered \$5,184 or 20% of the PPD award be deducted from the award and paid in a lump sum to the Claimant's attorney as a fair and reasonable fee. In addition, the City will pay Court costs of \$140, a Special Occupational Health and Safety Tax Fund, representing .75% of the permanent partial disability award in the sum of \$194.40 and the Workers' Compensation Administration Fund, representing 2% of the permanent partial disability award in the sum of \$518.40.

This item has been reviewed and approved by the City's contract attorney, Hornbeek, Vitali & Braun, law office located at 3711 North Classen Boulevard, Oklahoma City, Oklahoma 73118 and Claimant's attorney, Daniel Davis, law office located at 300 North Walnut, Oklahoma City, Oklahoma 73104.

Permanent Partial Disability Payment ¹	\$25,920.00
Special Occupational Health and Safety Fund Tax ¹	\$194.40
Workers' Compensation Administration Fund ¹	\$518.40
Workers' Compensation Court Costs ¹	\$140.00
City's Total Cost of Award	\$26,772.80

Source of Funds:

¹ RISK/WORKERS COMPENSATION > OCMFA > RISK MANAGEMENT MFA>
WORKER'S COMP CLAIMS (3042-2800750-52190061)

Review:

Risk Management

Recommendation: Resolution be adopted.