



MEMORANDUM

Council Agenda
Item No. IX. BG
4/22/2025

The City of OKLAHOMA CITY

TO: Mayor and City Council

FROM: Craig Freeman, City Manager

Joint Resolution with the Oklahoma City Municipal Facilities Authority authorizing the Director of Risk Management and the Trust's legal counsel to enter into a Joint Petition Settlement of the Workers' Compensation Commission Claim No. CM3-2019-07084Y styled: *Anita Rudd, Claimant vs. The City of Oklahoma City, Respondent*, an Own Risk Carrier, and further authorizing the Municipal Counselor to assist said counsel in the rendition of said Joint Petition Settlement to Judgment as authorized by 85 O.S. §346, 62 O.S. §§365.1 *et seq.* and Article 10, Section 28 of the Oklahoma Constitution.

Background:

The Claimant, Anita Rudd is 70 years old and a 26-year employee of The City of Oklahoma City. At the time of the injury, she was assigned to the Municipal Courts Department as an Administrative Coordinator and continues to be employed by the City.

The Claimant sustained an undisputed accidental injury on February 27, 2019 to her left knee and right knee. The Claimant required surgery to the left knee on May 4, 2020 and May 1, 2023. The Claimant required surgery to the right knee on July 1, 2024.

The Claimant was evaluated by Dr. Lonnie Litchfield on behalf of her attorney and found to have the following permanent partial impairment: left knee 65%, right knee 45%. The Claimant was also evaluated by Dr. William D. Jones on behalf of the City and found to have the following permanent partial impairment: left knee 29%, right knee 25%. The negotiated Joint Petition Settlement calls for a lump sum of \$62,177.50 for the following permanent partial disability: left knee 37%, right knee 33%. The settlement includes a payment of \$322.50, for additional consideration for a full, final, and complete settlement, for a total award of \$62,500.

The settlement further calls for \$12,500 to be deducted from the PPD 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 \$140, a Special Occupational and Safety Fund tax representing .75% of the permanent partial disability award, shall be paid in the sum of \$468.75 and the Workers' Compensation Administration Fund, representing 2% of the permanent partial disability award, shall be paid in the sum of \$1,243.55.

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, Kent Eldridge, law office located at 222 Northwest 13th Street, Oklahoma City, Oklahoma 73101.

Permanent Partial Disability Payment ¹	\$62,177.50
Additional Payment ¹	\$322.50
Special Occupational Health and Safety Fund Tax ²	\$468.75
Workers' Compensation Administration Fund ²	\$1,243.55
Workers' Compensation Court Costs ²	\$140.00
District Court Costs ³	\$161.00
City's Total Cost of Award	\$64,513.30

Source of Funds:

¹ DEBT SERVICE-RSTR> OCITY > REDEMPTION OF JUDGEMENTS> DS - JUDGEMENT PRI (1601-9804600-55040007)

² RISK/WORKERS COMPENSATION > OCMFA > RISK MANAGEMENT MFA> WORKER'S COMP CLAIMS (3042-2800750-52190061)

³ GENERAL OPERATIONS-UASN > OCITY >MUN COUN EXEC LEADERSHIP >PROFESSIONAL SVC-LEGAL (1001-1700101-52040001)

Review:

Risk Management

Recommendations: Joint Resolution be adopted.