

IN THE COURT OF COMMON PLEAS  
FRANKLIN COUNTY, OHIO

ANTHONY R. BARRETO  
5485 Wickersham Lane  
Columbus, OH 43228

Plaintiff-Appellant

vs.

GLOBAL PAYMENTS INC.  
3550 Lenox Rd NE, Ste 300  
Atlanta, GA 30326-4334

Defendant-Appellee

and

Acting Administrator  
BUREAU OF WORKERS' COMPENSATION  
30 West Spring Street, Level 30  
Columbus, Ohio 43215

Defendants-Appellee

: CASE NO.

:

:

:

: JUDGE

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: COMPLAINT

: (Petition to Determine

: Compensation under 4123.512

: Ohio Revised Code; Jury

: Demanded)

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1. Now comes the Plaintiff, Anthony R. Barreto, the Claimant before the Bureau of Workers' Compensation, and files this his Petition to the Court of Common Pleas in accordance with Section 4123.512 of the Ohio Revised Code.

2. Plaintiff states that at all times hereinafter mentioned, the Defendant Administrator, was the duly appointed and qualified Administrator of the Bureau of Workers' Compensation for the purpose of administering the Workers' Compensation fund and applications filed for benefits.

3. Plaintiff further states that the Employer and Defendant, Global Payments Inc., on the date of injury herein, provided work to the Plaintiff in Franklin County, State of Ohio, and amenable to and had complied with the Workers' Compensation laws of Ohio.

4. Plaintiff further states that on or around 2/1/2023, Plaintiff was employed by the Employer, Global Payments Inc., and while in the performance of duties incidental to and arising out of the course of his employment, injured himself.

5. Plaintiff further states that as a direct and proximate result of this sudden and unexpected happening, he sustained the following injuries: laceration without foreign body of right little finger without damage to nail; amputation through middle phalanx, right fifth finger; phantom limb syndrome with pain due to amputation of right little finger.

6. Plaintiff states that as a direct and proximate result of said injury, it was necessary for him to seek and obtain medical and hospital care and was disabled therefrom.

7. Plaintiff further states that following the aforementioned accidental happening, and within the time provided for by law, he did file his application for payment of compensation and medical expenses, which application was assigned Claim No. 23-108822.

8. Plaintiff further states that this matter came on for hearing on 1/13/2025, before the District Hearing Officer (see attached Exhibit "A").

9. Plaintiff further states that an appeal was filed by the injured worker. Plaintiff further states that this matter came on for hearing on 3/18/2025, before the Staff Hearing Officer (see attached Exhibit "B").

10. Plaintiff further states that within the time allowed by law, the Plaintiff filed a timely Appeal to the Industrial Commission of Ohio and an Order was issued on 4/4/2025 (see attached Exhibit "C").

11. Plaintiff further states that within sixty (60) days from the receipt of the order of the Industrial Commission, a Notice of Appeal was filed by Injured Worker in the Court of Common Pleas of Franklin County, Ohio, being the county in which the injury was sustained to appeal the said decision of the Industrial Commission of Ohio.

WHEREFORE, Plaintiff prays that a jury be impaneled and sworn to determine the rights of the Plaintiff to receive compensation and medical expenses; that he be awarded a finding that he is entitled to participate in the State or Self-Insured Insurance Fund, and that such finding be certified through the Industrial Commission of Ohio and the Defendant, Administrator of the Bureau of Workers' Compensation, as provided for by law together with attorney fees and judgment for the costs of this action.

/s/ Patrick P. Merrick  
PATRICK P. MERRICK, ESQ. (#0078336)  
14701 Detroit Avenue, Suite #415  
Lakewood, OH 44107  
Phone: (216) 339-1800/Fax: (216) 785-9077  
pmerrick@ohiolawyer4you.com

Attorney for the Plaintiff

CERTIFICATE OF SERVICE

A copy of the foregoing Complaint has been served on the employer, Global Payments Inc., 3550 Lenox Rd NE, Ste 300, Atlanta, GA 30326-4334; the Office of the Attorney General, 30 East Broad Street, Columbus, OH 43215 and Acting Administrator, 30 West Spring Street, Level 30, Columbus, Ohio 43215, by regular U.S. Mail this 10<sup>th</sup> day of June, 2025.

/s/ Patrick P. Merrick  
PATRICK P. MERRICK, ESQ. (#0078336)  
Attorney for the Plaintiff

Ohio Industrial Commission

RECORD OF PROCEEDINGS

EXHIBIT A

Claim Number: 23-108822  
LT-ACC-OSIF-COV  
PCN: 2243451 Anthony R. Barreto

Claims Heard: 23-108822

ANTHONY R. BARRETO  
280 1/2 PATTERSON ST  
MARION OH 43302-3124

Date of Injury: 2/01/2023

Risk Number: 1353662-0

This claim has been previously allowed for: LACERATION WITHOUT FOREIGN BODY OF RIGHT LITTLE FINGER WITHOUT DAMAGE TO NAIL; AMPUTATION THROUGH MIDDLE PHALANX, RIGHT FIFTH FINGER.

This matter was heard on 01/13/2025 before District Hearing Officer Thomas Tootle pursuant to the provisions of R.C. Sections 4121.34 and 4123.511 on the following:

C-86 Motion filed by Injured Worker on 11/22/2024.

Issue: 1) Additional Allowance - CRUSHING INJURY RIGHT LITTLE FINGER  
2) Additional Allowance - FRACTURE RADIAL ASPECT HEAD OF THE RIGHT LITTLE FINGER  
3) Additional Allowance - BONY DEFECT RADIAL ASPECT HEAD OF THE RIGHT LITTLE FINGER  
4) Additional Allowance - PHANTOM LIMB SYNDROME WITH PAIN DUE TO AMPUTATION OF RIGHT LITTLE FINGER

Notices were mailed to the Injured Worker, the Employer, their respective representatives and the Administrator of the Bureau of Workers' Compensation not less than 14 days prior to this date, and the following were present for the hearing:

APPEARANCE FOR THE INJURED WORKER: No Appearance  
APPEARANCE FOR THE EMPLOYER: Ms. Prokes  
APPEARANCE FOR THE ADMINISTRATOR: No Appearance

It is the order of the District Hearing Officer that the Injured Worker's C-86 Motion filed 11/22/2024 is denied.

Based on the report of Jerome Bonier, D.O. dated 11/27/2024, it is the finding of the District Hearing Officer that the following conditions are duplicative and redundant of previously allowed conditions: crushing injury right little finger; fracture radial aspect head of the right little finger; and, bony defect radial aspect head of the right little finger. Accordingly, it is the order of the District Hearing Officer that the request to additionally allow those conditions is hereby dismissed.

It is the further order of the District Hearing Officer that the claim is DENIED for PHANTOM LIMB SYNDROME WITH PAIN DUE TO AMPUTATION OF RIGHT LITTLE FINGER.

The Hearing Officer finds the weight of the evidence is insufficient to support a finding that the requested condition is related to the allowed injury.

This order is based on the report of Jerome Bonier, D.O. dated 11/27/2024.

All of the evidence was reviewed and considered in rendering this decision.

An IC-12 Notice of Appeal from this order may be filed within 14 days of the receipt of the order. The IC-12 Notice of Appeal may be filed online at

Ohio Industrial Commission

RECORD OF PROCEEDINGS

Claim Number: 23-108822

www.ic.ohio.gov or the IC-12 Notice of Appeal may be sent to the Industrial Commission, Mansfield District Office, 240 Tappan Drive North, Suite A, Ontario, OH 44906.

Typed By: tt  
Date Typed: 01/14/2025

Thomas Tootle  
District Hearing Officer

Notice of Contested Claim: 12/02/2024  
Findings Mailed: 01/17/2025

Electronically signed by  
Thomas Tootle

The parties and representatives listed below have been sent this record of proceedings. If you are not an authorized representative of one of the parties, please notify the Industrial Commission.

23-108822  
Anthony R. Barreto  
280 1/2 Patterson St  
Marion OH 43302-3124

ID No: 222393-91  
Patrick Merrick, Attorney At Law, L  
14701 Detroit Ave Ste 413  
Lakewood OH 44107-4115

Risk No: 1353662-0  
Global Payments Inc.  
3550 Lenox Rd NE Ste 300  
Atlanta GA 30326-4334

ID No: 370-80  
Sheakley Uniservice  
9987 Carver Rd Ste 300  
Blue Ash OH 45242-5563

ID No: 4025-05  
IC - Interpreter Services  
30 W Spring St Fl 1  
Columbus OH 43215-2241

BWC, LAW DIRECTOR

NOTE: INJURED WORKERS, EMPLOYERS, AND THEIR AUTHORIZED REPRESENTATIVES MAY REVIEW THEIR ACTIVE CLAIMS INFORMATION THROUGH THE INDUSTRIAL COMMISSION WEB SITE AT [www.ic.ohio.gov](http://www.ic.ohio.gov). ONCE ON THE HOME PAGE OF THE WEB SITE, PLEASE CLICK ICON AND FOLLOW THE INSTRUCTIONS FOR OBTAINING A PASSWORD. ONCE YOU HAVE OBTAINED A PASSWORD, YOU SHOULD BE ABLE TO ACCESS YOUR ACTIVE CLAIM(S).

Ohio Industrial Commission

RECORD OF PROCEEDINGS

EXHIBIT B

Claim Number: 23-108822                      Claims Heard: 23-108822  
                    LT-ACC-OSIF-COV  
PCN: 2243451    Anthony R. Barreto

ANTHONY R. BARRETO  
280 1/2 PATTERSON ST  
MARION OH 43302-3124

Date of Injury: 2/01/2023                      Risk Number: 1353662-0

This claim has been previously allowed for: LACERATION WITHOUT FOREIGN BODY OF RIGHT LITTLE FINGER WITHOUT DAMAGE TO NAIL; AMPUTATION THROUGH MIDDLE PHALANX, RIGHT FIFTH FINGER.

DISALLOWED: PHANTOM LIMB SYNDROME WITH PAIN DUE TO AMPUTATION OF RIGHT LITTLE FINGER.

This matter was heard on 03/18/2025 before Staff Hearing Officer Shawn C. McKinley pursuant to the provisions of R.C. Sections 4121.35(B) and 4123.511(D) on the following:

APPEAL of District Hearing Officer order from the hearing dated 01/13/2025, filed by Injured Worker on 01/24/2025.

Issue: 1) Additional Allowance - CRUSHING INJURY RIGHT LITTLE FINGER  
2) Additional Allowance - FRACTURE RADIAL ASPECT HEAD OF THE RIGHT LITTLE FINGER  
3) Additional Allowance - BONY DEFECT RADIAL ASPECT HEAD OF THE RIGHT LITTLE FINGER  
4) Additional Allowance - PHANTOM LIMB SYNDROME WITH PAIN DUE TO AMPUTATION OF RIGHT LITTLE FINGER

Notices were mailed to the Injured Worker, the Employer, their respective representatives and the Administrator of the Bureau of Workers' Compensation not less than 14 days prior to this date, and the following were present for the hearing:

APPEARANCE FOR THE INJURED WORKER: No Appearance  
APPEARANCE FOR THE EMPLOYER: Ms. Prokes  
APPEARANCE FOR THE ADMINISTRATOR: No Appearance

The order of the District Hearing Officer, issued 01/17/2025, is modified.

It is the order of the Staff Hearing Officer that the C-86 Motion, filed by Injured Worker on 11/22/2024, is dismissed in part and denied in part.

The Staff Hearing Officer dismisses the Injured Worker's request for the following conditions as redundant given the previously allowed conditions: crushing injury right little finger, fracture radial aspect head of the right little finger, and bony defect radial aspect head of the right little finger.

The Staff Hearing Officer finds that the following requested condition is specifically DISALLOWED in this claim: PHANTOM LIMB SYNDROME WITH PAIN DUE TO AMPUTATION RIGHT LITTLE FINGER. The Staff Hearing Officer finds insufficient persuasive evidence to support this condition.

This order is based on the 11/27/2024 report of Jerome H. Bonier, D.O.

All evidence was reviewed and considered.

Ohio Industrial Commission

RECORD OF PROCEEDINGS

Claim Number: 23-108822

An IC-12 Notice of Appeal from this order may be filed within 14 days of the receipt of the order. The IC-12 Notice of Appeal may be filed online at [www.ic.ohio.gov](http://www.ic.ohio.gov) or the IC-12 Notice of Appeal may be sent to the Industrial Commission, Mansfield District Office, 240 Tappan Drive North, Suite A, Ontario, OH 44906.

Typed By: cn

Date Typed: 03/18/2025

Findings Mailed: 03/20/2025

Shawn C. McKinley  
Staff Hearing Officer

Electronically signed by  
Shawn C. McKinley

The parties and representatives listed below have been sent this record of proceedings. If you are not an authorized representative of one of the parties, please notify the Industrial Commission.

23-108822

Anthony R. Barreto  
280 1/2 Patterson St  
Marion OH 43302-3124

ID No: 222393-91

Patrick Merrick, Attorney At Law, L  
14701 Detroit Ave Ste 413  
Lakewood OH 44107-4115

Risk No: 1353662-0

Global Payments Inc.  
3550 Lenox Rd NE Ste 300  
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ID No: 370-80

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Ohio Industrial Commission

RECORD OF PROCEEDINGS

EXHIBIT C

Claim Number: 23-108822  
LT-ACC-OSIF-COV  
PCN: 2243451 Anthony R. Barreto

Claims Heard: 23-108822

ANTHONY R. BARRETO  
280 1/2 PATTERSON ST  
MARION OH 43302-3124

Date of Injury: 2/01/2023

Risk Number: 1353662-0

APPEAL filed by Injured Worker on 04/02/2025.

Issue: 1) Additional Allowance - CRUSHING INJURY RIGHT LITTLE FINGER  
2) Additional Allowance - FRACTURE RADIAL ASPECT HEAD OF THE RIGHT LITTLE FINGER  
3) Additional Allowance - BONY DEFECT RADIAL ASPECT HEAD OF THE RIGHT LITTLE FINGER  
4) Additional Allowance - PHANTOM LIMB SYNDROME WITH PAIN DUE TO AMPUTATION OF RIGHT LITTLE FINGER

Pursuant to the authority of the Industrial Commission under R.C. 4123.511(B), it is ordered that the Injured Worker's appeal, filed 04/02/2025, from the Staff Hearing Officer order, issued 03/20/2025, be refused and that copies of this order be mailed to all interested parties.

ANY PARTY MAY APPEAL AN ORDER OF THE COMMISSION, OTHER THAN A DECISION AS TO EXTENT OF DISABILITY, TO THE COURT OF COMMON PLEAS WITHIN SIXTY (60) DAYS AFTER RECEIPT OF THE ORDER, SUBJECT TO THE LIMITATIONS CONTAINED IN R.C. 4123.512.

Typed By: as  
Date Typed: 04/04/2025

M. Tyack  
Staff Hearing Officer

Findings Mailed: 04/08/2025

Electronically signed by  
M. Tyack

The parties and representatives listed below have been sent this record of proceedings. If you are not an authorized representative of one of the parties, please notify the Industrial Commission.

23-108822  
Anthony R. Barreto  
280 1/2 Patterson St  
Marion OH 43302-3124

ID No: 222393-91  
Patrick Merrick, Attorney At Law, L  
14701 Detroit Ave Ste 413  
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Ohio Industrial Commission

**RECORD OF PROCEEDINGS**

Claim Number: 23-108822

Risk No: 1353662-0  
Global Payments Inc.  
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