

IN THE COMMON PLEAS COURT  
FRANKLIN COUNTY, OHIO

Chad Patrick  
9964 Chautauqua Rd.  
Miamisburg, Ohio 45342

Case No.  
  
(BWC Claim No. 24-140596)  
  
(Judge )

Plaintiff-Appellant  
v.

Tri-State Serv Station Maint., Inc.  
6830 Chrisman Ln  
Middletown, Ohio 45042

and

Stephanie McCloud, Admin.  
Bureau of Workers' Compensation  
30 West Spring Street  
Columbus, OH 43215-2233

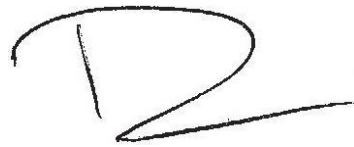
Defendants-Appellees

NOTICE OF APPEAL

Now comes Chad Patrick and serves notice of his appeal from the order of the Staff Hearing Officer of the Staff Hearing Level dated March 26, 2025 and issued March 29, 2025. This order was appealed to the Industrial Commission of Ohio. Said Industrial Commission placed an order on April 19, 2025, refusing to hear Plaintiff-Appellant's appeal of the denial to allow his claim for: "Post Concussion Syndrome."

Plaintiff-Patrick states that he is the Plaintiff-Appellant and claimant; that his employer and one of the Defendants-Appellees is Tri-State Serv Station Maint., Inc.; that the date of the industrial injury is on or about 5/17/24; that the Plaintiff-Appellant herein is filing the appeal; and the Ohio Bureau of Workers' Compensation Claim Number assigned is: 24-140596.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'D' followed by a stylized 'R' or '2'.

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Daniel R. Allnutt, Esq. (0085452)  
Attorney for Plaintiff  
Casper, Casper & Casper, LLC  
300 South High St., Suite 500  
Hamilton, Ohio 45011  
(513) 909-9999 *telephone*  
(855) 262-3728 *facsimile*  
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Ohio Industrial Commission

# RECORD OF PROCEEDINGS

Claim Number: 24-140596  
LT-ACC-OSIF-COV  
PCN: 2250151 Chad J. Patrick

Claims Heard: 24-140596

CHAD J. PATRICK  
9964 CHAUTAUQUA RD  
MIAMISBURG OH 45342-4112

Date of Injury: 5/17/2024

Risk Number: 896370-0

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This claim has been previously allowed for: LACERATION WITHOUT FOREIGN BODY OF RIGHT EAR; UNSPECIFIED INJURY OF HEAD; UNSPECIFIED TRAUMA AND STRESSOR RELATED DISORDER; SUBSTANTIAL AGGRAVATION OF PRE-EXISTING MAJOR DEPRESSIVE DISORDER, RECURRENT, MODERATE WITH ANXIETY AND DISTRESS MOOD; CONCUSSION WITH LOSS OF CONSCIOUSNESS.

**DISALLOWED: POSTCONCUSSION SYNDROME.**

This matter was heard on 03/26/2025 before Staff Hearing Officer John Tomassi 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 02/05/2025, filed by Injured Worker on 02/19/2025.

Issue: 1) Additional Allowance - CONCUSSION WITH LOSS OF CONSCIOUSNESS  
2) Additional Allowance - VERTIGO OF CENTRAL ORIGIN  
3) Additional Allowance - MYOCLONIC JERKING WHILE SLEEPING  
4) Additional Allowance - COGNITIVE DECLINE  
5) Additional Allowance - POST CONCUSSION SYNDROME

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: Mr. Patrick (via Webex),  
Ms. Soifer (in person)  
APPEARANCE FOR THE EMPLOYER: Ms. Ferguson (via Webex)  
APPEARANCE FOR THE ADMINISTRATOR: No Appearance

The order of the District Hearing Officer, issued 02/11/2025, is affirmed.

It is the order of the Staff Hearing Officer that the Injured Worker's C-86 Motion, filed 12/13/2024, is granted in part, denied in part, and dismissed in part.

It is the order of the Staff Hearing Officer that this claim is additionally **ALLOWED** for the specific medical condition of "CONCUSSION WITH LOSS OF CONSCIOUSNESS."

The Staff Hearing Officer finds this medical condition is causally related to the 05/17/2024 industrial injury in this claim.

This part of the decision is based on the medical review of Jeannette Spreng, M.D., dated 01/01/2025.

It is the order of the Staff Hearing Officer that this claim is specifically **DISALLOWED** for the medical condition of "POST-CONCUSSION SYNDROME."

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The Staff Hearing Officer finds the Injured Worker failed to satisfy his burden of proving by a preponderance of the evidence that this medical condition is causally related, either directly, via substantial aggravation, or by way of flow through, to the 05/17/2024 industrial injury in this claim.

This part of the decision is based on the medical review of Dr. Spreng, dated 01/01/2025.

It is the order of the Staff Hearing Officer that the Injured Worker's request that this claim be additionally allowed for the medical conditions of "VERTIGO OF CENTRAL ORIGIN;" "MYOCLONIC JERKING WHILE SLEEPING;" and "COGNITIVE DECLINE" is dismissed.

The Staff Hearing Officer notes the Injured Worker's request that this claim be additionally allowed for the medical conditions of "VERTIGO OF CENTRAL ORIGIN;" "MYOCLONIC JERKING WHILE SLEEPING;" and "COGNITIVE DECLINE" was dismissed at the District Hearing held on 02/05/2025 based on the Injured Worker's representative's request to withdraw the same. At today's hearing, the Injured Worker's representative stated the Injured Worker's request that this claim be additionally allowed for these particular medical conditions was properly dismissed by the District Hearing Officer. Therefore, the Staff Hearing Officer finds there is no matter to adjudicate regarding the Injured Worker's request that this claim be additionally allowed for the medical conditions of "VERTIGO OF CENTRAL ORIGIN;" "MYOCLONIC JERKING WHILE SLEEPING;" and "COGNITIVE DECLINE."

This part of the decision is based on the Injured Worker's representative's statement at the hearing.

All 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 [www.ic.ohio.gov](http://www.ic.ohio.gov) or the IC-12 Notice of Appeal may be sent to the Industrial Commission, Dayton District Office, 1242 E Dayton-Yellow Springs Rd, Fairborn, OH 45324-6326.

Typed By: cn

Date Typed: 03/26/2025

Findings Mailed: 03/29/2025

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John Tomassi  
Staff Hearing Officer

Electronically signed by  
John Tomassi

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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.

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24-140596  
Chad J. Patrick  
9964 Chautauqua Rd  
Miamisburg OH 45342-4112

ID No: 222242-91  
Casper, Casper & Casper LLC  
300 High St Ste 500  
Hamilton OH 45011-6067

Risk No: 896370-0  
Tri-State Serv Station Maint. Inc.  
6830 Chrisman Ln  
Middletown OH 45042-1255

ID No: 900-80  
Sedgwick Claims Management Services  
PO Box 884  
Dublin OH 43017-6884

BWC, LAW DIRECTOR

Ohio Industrial Commission  
**RECORD OF PROCEEDINGS**

Claim Number: 24-140596

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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).

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Ohio Industrial Commission  
**RECORD OF PROCEEDINGS**

Claim Number: 24-140596  
LT-ACC-OSIF-COV  
PCN: 2250151 Chad J. Patrick

Claims Heard: 24-140596

CHAD J. PATRICK  
9964 CHAUTAUQUA RD  
MIAMISBURG OH 45342-4112

Date of Injury: 5/17/2024

Risk Number: 896370-0

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APPEAL filed by Injured Worker on 04/11/2025.

Issue: 1) Additional Allowance - CONCUSSION WITH LOSS OF CONSCIOUSNESS  
2) Additional Allowance - VERTIGO OF CENTRAL ORIGIN  
3) Additional Allowance - MYOCLONIC JERKING WHILE SLEEPING  
4) Additional Allowance - COGNITIVE DECLINE  
5) Additional Allowance - POST CONCUSSION SYNDROME

Pursuant to the authority of the Industrial Commission under R.C. 4123.511(E), it is ordered that the Injured Worker's appeal, filed 04/11/2025, from the Staff Hearing Officer order, issued 03/29/2025, be refused and that copies of this order be mailed to all interested parties.

This appeal was reviewed by two (2) Staff Hearing Officers on behalf of the Commission. Both Staff Hearing Officers concur with this decision.

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: kh  
Date Typed: 04/16/2025 (SZ)  
Findings Mailed: 04/19/2025

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M. Tyack  
Staff Hearing Officer

Electronically signed by  
M. Tyack

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ID No: 222242-91  
Casper, Casper & Casper LLC  
300 High St Ste 500  
Hamilton OH 45011-6067

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