

---

In the Matter of the Compensation of  
**PAULA CARROLL, Claimant**  
Own Motion No. 06-0055M  
OWN MOTION ORDER  
Harder Wells Baron & Manning, Claimant Attorneys  
AIMS, Insurance Carrier

Reviewing Panel: Members Biehl and Lowell.

The self-insured employer has submitted claimant's request for reopening of her Own Motion claim for a worsened condition. ORS 656.278(1)(a). Claimant's aggravation rights have expired. The employer recommends reopening of claimant's 1999 claim under ORS 656.278(1)(a).

Based on the record, we are persuaded that claimant meets the criteria necessary for her claim to be reopened for a "worsening" of her previously accepted left side flank hernia condition. ORS 656.278(1)(a); *Robert A. Boehm, Jr.*, 58 Van Natta 168 (2006). Accordingly, we authorize the reopening of the claim for the employer to process in accordance with law. When claimant's condition is medically stationary, the employer shall close the claim pursuant to OAR 438-012-0055.

Claimant's attorney is allowed an approved fee in the amount of 25 percent of any increased temporary disability compensation resulting from this order, not to exceed \$1,500, payable by the employer directly to claimant's attorney.

**IT IS SO ORDERED.**

Entered at Salem, Oregon on May 30, 2006