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In the Matter of the Compensation of  
**WENDEL P. HARRISON, Claimant**  
Own Motion No. 08-0135M  
OWN MOTION ORDER  
Cary et al, Claimant Attorneys  
Sedgwick Claims Mgmt Svcs, Carrier

Reviewing Panel: Members Weddell and Lowell.

The self-insured employer has submitted claimant's request for reopening of his 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 1997 claim under ORS 656.278(1)(a).

Based on the record, we are persuaded that claimant meets the criteria necessary for his claim to be reopened for a "worsening" of his previously accepted right knee conditions. 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 October 3, 2008