

Scheduled Loss of Use/Amputation

R82-7-64

Retrospective Application of State ex rel. Walker v. Industrial Commission, 58 Ohio St. 2d 402 (1979)

September 1, 1982

WHEREAS, the case of State ex rel. Bosch, v. Industrial Commission (1982), 1 Ohio St. 3d 94, finds that the decision of State ex rel. Walker v. Industrial Commission, 58 Ohio St. 2d 402 (1979) should not be limited to injuries occurring after the date of the decision in the Walker case but is applicable to all claimants' sustaining injuries compensable under the statute.

THEREFORE BE IT RESOLVED, that in accordance with State ex rel. Bosch, v. Industrial Commission, (1982), 1 Ohio St. 3d 94, that the Walker decision be applied retrospectively.

BE IT FURTHER RESOLVED, that Commission Resolution number R80-7-67 dated July 30, 1980, be revoked and shall be superseded by the instant resolution.