

IN THE DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA

THE STATE OF OKLAHOMA,

Plaintiff,

v.

CHRISTOPHER MILLER,

Defendant.

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CF - 2011 - 4830

Case No. \_\_\_\_\_

INFORMATION

In the name and by the authority of the State of Oklahoma:

E. SCOTT PRUITT, Attorney General of Oklahoma, in and for the State and County aforesaid, gives the court to know and be informed as follows:

**CHRISTOPHER MILLER**, in Tulsa County, State of Oklahoma, from approximately September 12, 2010, through September 29, 2010, did then and there unlawfully, willfully, intentionally, knowingly, and feloniously commit the crime of **WORKERS' COMPENSATION FRAUD** in violation of 21 O.S. § 1663 (C)(1), in the manner and form as follows to-wit:

Said Defendant, with the intent to deceive the insurance carrier CompSource Oklahoma and to injure, defraud and deceive Rose Rock Apartments, Lynx Property Management, and CompSource Oklahoma with respect to a claim for payment of workers' compensation benefits and to receive medical treatment paid for by Rose Rock Apartments, Lynx Property Management and CompSource Oklahoma pursuant to a contract for workers' compensation insurance, did knowingly, intentionally, and fraudulently make misstatements concerning facts material to an injury compensable pursuant to said contract, specifically as follows:

From September 12, 2010, through September 29, 2010, the Defendant told employees of CompSource Oklahoma and medical personnel that the collapsed lung and fractured ribs for which he sought treatment on September 12, 2010, and on succeeding days, was the result of being assaulted by persons unknown while he was at work at the Rose Rock Apartments in Tulsa, and during the course of his employment there, all of which resulted in the Defendant receiving disability payments and medical care and treatment paid for by CompSource Oklahoma. The Defendant made these statements with the intent to deceive CompSource Oklahoma, Rose Rock Apartments, and Lynx Property Management, as he knew the said statements were false, incomplete, and misleading as to the location and circumstances of his injuries,

all of which is contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State of Oklahoma.

E. SCOTT PRUITT  
ATTORNEY GENERAL OF OKLAHOMA

By: *Vincent Antonoli*  
VINCENT ANTONIOLI, OBA #15670  
Assistant Attorney General  
313 N.E. 21<sup>st</sup> Street  
Oklahoma City, OK 73105  
(405) 522-3403

STATE OF OKLAHOMA            )  
  )  
COUNTY OF OKLAHOMA        )        ss.

I do solemnly swear that the statements and allegations set forth in the within information are true and correct to the best of my information and belief.

*Vincent Antonoli*  
VINCENT ANTONIOLI  
Assistant Attorney General

Signed and sworn to before me on the 12<sup>th</sup> day of December, 2011, by Vincent Antonoli.

(SEAL)

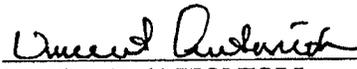


*Tonya L. Lawson*  
Notary Public

My Commission Expires: \_\_\_\_\_.

I have examined the facts in this case and recommend that a warrant do issue.

E. SCOTT PRUITT  
ATTORNEY GENERAL OF OKLAHOMA

By:   
VINCENT ANTONIOLI  
Assistant Attorney General

**Penalties:**

21 O.S. § 1663 - not more than 7 years and/or \$10,000

**Witnesses:**

Jason Nowell  
Office of Attorney General  
313 N.E. 21<sup>st</sup> Street  
Oklahoma City, OK 73105

Ken Duke  
The Trust  
P.O. Box 1826  
Broken Arrow, OK 74013-1826

Don Holman  
CompSource Oklahoma  
1901 N. Walnut Avenue  
P.O. Box 53505  
Oklahoma City, OK 73152

Scott Good  
Investigative Concepts, Inc.  
1725 S. Memorial Dr., #7  
Tulsa, OK 74112

Paula Guinn  
CompSource Oklahoma  
1305 S. Denver Avenue  
P.O. Box 50580  
Tulsa, OK 74119

Donald Hahn, D.O.  
St. John's Urgent Care  
1717 S. Utica Avenue  
Tulsa, OK 74104

Kristin Drake  
CompSource Oklahoma  
1901 N. Walnut Avenue  
P.O. Box 53505  
Oklahoma City, OK 73152

Patrick Ross  
St. John's Medical Center  
1923 S. Utica Avenue  
Tulsa, OK 74104

Debra L. Green  
Lynx Property Management  
6869 S. Canton  
Tulsa, OK 74138

Randall Hendricks, M.D.  
Central States Orthopedic  
P.O. Box 22063  
Tulsa, OK 74121-2063

Misty Daigle  
Rose Rock Apartments  
1713 S. Memorial Drive  
Tulsa, OK 74112

Officer James Dawson #2270  
Tulsa Police Department  
Mingo Valley Division  
10122 E. 11<sup>th</sup> Street  
Tulsa, OK 74128

Custodian of Records  
Tulsa Police Department  
600 Civic Center  
Tulsa, OK 74103

Earl Webb  
Lynx Property Management  
6869 S. Canton  
Tulsa, OK 74138

James Bryan Wesson, A.R.N.P.  
St. John's Medical Center  
1923 S. Utica Avenue  
Tulsa, OK 74104

Gary Goss  
Lynx Property Management  
6869 S. Canton  
Tulsa, OK 74138

IN THE DISTRICT COURT OF TULSA COUNTY  
THE STATE OF OKLAHOMA

THE STATE OF OKLAHOMA, )

Plaintiff, )

v. )

CHRISTOPHER MILLER , )  
DOB: 10-27-73, SSN: 572-35-8837 )

Defendant. )

**CF - 2011 - 4830**

Case No.: CF- 2011

AFFIDAVIT OF  
PROBABLE CAUSE

The undersigned, being first duly sworn and upon oath, does depose and state as follows:

I, Jason Nowell, am employed as an investigator with the Workers' Compensation Fraud Unit in the Office of Attorney General. I was assigned to investigate an alleged case of workers compensation fraud involving Christopher Miller, Date of Birth: 10-27-73; Social Security Number: 572-35-8837. In the course of my investigation, I obtained and reviewed documents and interviewed witnesses.

The records of the Oklahoma Workers' Compensation Court reflect that Lynx Property Management filed a Form 2, Employer's First Notice of Injury, on October 1, 2010, indicating that Christopher Miller had reported a work related injury that occurred on September 11, 2010 when Miller was jumped and beaten on Lynx Property Management property. Miller reported injuries to his head, neck, back and ribs. Lynx Property Management 's workers' compensation insurance is through CompSource Oklahoma.

I reviewed reports from CompSource Oklahoma Special Investigations Unit which contained a copy of a written statement dated September 17, 2010, which was submitted by Christopher Miller stating that he was assaulted on his way home from checking lights that had been working on the previous day in the parking area of the apartment complex where he lives and works." Miller also indicated in that statement that he did not contact local law enforcement.

CompSource Oklahoma's referral also contains St. John Medical Center records which show Miller was treated at St. John's Medical Center on September 12, 2010, and that he told medical providers he was assaulted at work and was admitted to hospital ICU.

I received and reviewed records from Dr. Randall Hendricks located at 6585 S. Yale, Suite 200, Tulsa, Oklahoma. Dr. Randall Hendricks of Central States Orthopedics evaluated Miller on September 29, 2010 and notes that Miller was attacked while returning from checking lights while on call at work.

DISTRICT COURT  
**FILED**  
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STAT HOWE SMITH, COURT CLERK  
TULSA COUNTY

I reviewed documents showing CompSource Oklahoma Claims Adjuster Paula Guinn had a recorded telephonic conversation with Miller on September 27, 2010. Miller stated that he was walking home after checking lights and was attacked by individuals he did not know. Again Miller maintained that he did not call the police.

CompSource Oklahoma records show Scott Good, a private investigator with Investigative Concepts interviewed Misty Daigle who is the manager of Rose Rock Apartments where Miller lived and worked. Daigle admitted to Good that she knew Miller's injuries were not work related. Daigle provided a written statement for Good.

I reviewed the statement which was written on February 21, 2011. Daigle stated that Miller told her that his claim was not work related. Daigle said in her statement that Miller told her he was walking home and "got jumped by 3-4 black males."

I interviewed Daigle on August 31, 2011, and she stated that she received a call from the answering service on the night after Miller's alleged work injury. It was a Saturday and Daigle called Miller to ask him to go handle a repair at the apartments. Miller told Daigle that he could not do the repair because he was jumped the night before, between buildings 1 and 7, at the apartments.

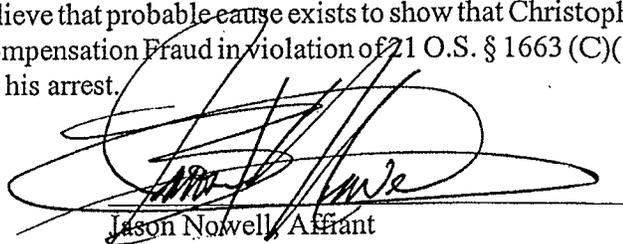
Daigle said Miller told her that he was not on call when he was injured. Daigle said she told Miller to say that he was doing a lights check when he was injured. Daigle said she provided Miller with the documentation to indicate he had been conducting a lights check when in fact he had not.

Daigle explained to me that she told Miller to say he was injured checking lights and provided him with forms to do so because she felt bad for Miller. Daigle felt bad for Miller because he had no insurance and she thought that the injury occurred on the Rose Rock property. Daigle further explained to me that the insurance company requested documentation that Miller was actually working when he was injured.

CompSource Oklahoma records show Private Investigator Ken Duke with The Trust discovered that a Tulsa Police Department Officer named James Dawson had made contact with Miller on September 11, 2010 and created a report of that contact.

I received and reviewed the Tulsa Police Department report of Officer Dawson and learned that Dawson received a disturbance call from dispatch at 2:15am on September 12, 2010 involving Karla Ipock, Rachel Tollett, and Christopher Miller. Dawson responded to 1200 S. Memorial Drive, Tulsa, Oklahoma. Dawson's report indicated that he got varying stories from all three parties involved in the disturbance; however, in the Officer's Investigation section of the report Dawson surmises what happened as follows "it is my opinion that Christopher and Karla may have been taking Rachel against her will. I think that Rachel may have started fighting them which is why they pulled in the parking lot. Judging by the purse contents in the parking lot it seems there was a struggle between Karla and Rachel outside the car. The 'black guy' who Christopher had gotten into a fight with may have been a bystander who thought Rachel was in trouble." The Tulsa Police Department report also indicates that Miller requested and was treated by EMSA.

Based on the above information, I believe that probable cause exists to show that Christopher Miller committed the crimes of Workers' Compensation Fraud in violation of 21 O.S. § 1663 (C)(1). Therefore, I request that a warrant issue for his arrest.

  
Jason Nowell, Affiant

COUNTY OF TULSA )  
 )  
STATE OF OKLAHOMA ) ss.

This affidavit was subscribed and sworn to before me this 15<sup>th</sup> day of December, 2011, by Jason Nowell.

(SEAL)



  
Notary Public

My commission Expires: \_\_\_\_\_

**FINDING OF PROBABLE CAUSE**

On the \_\_\_\_\_, day of \_\_\_\_\_, 2011, the above captioned case came before me, the undersigned Judge of the District Court of Tulsa County, Oklahoma, upon the Affidavit of Probable Cause of Jason Nowell, Investigator with the Office of Attorney General, requesting that a Warrant of Arrest issue for the within named Defendant, Christopher Miller, that he might be arrested and held to answer for the offense of Workers' Compensation Fraud. Based upon said Affidavit, I am satisfied and do hereby find that the offense of Workers' Compensation Fraud had been committed, that there is probable cause to believe the within named Defendant has committed said offense and that a Warrant of Arrest should issue.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Judge of the District Court