

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

IN RE: MULTICOUNTY GRAND JURY
Oklahoma County Case Number CJ-03-5937

STATE OF OKLAHOMA,)

Plaintiff,)

vs.)

WILLIAM BRADFORD ADAMS)
a/k/a BRAD ADAMS,)
DOB: 10/07/54; SSN: 567-04-9368,)

Defendant.)

CF 2004 1698

Case No. _____

DISTRICT COURT
FILED
APR 16 2004

SHYBENNE SMITH, CLERK
STATE OF OKLAHOMA

INDICTMENT

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA:

On August 19, 2003, by order of the Supreme Court of Oklahoma entered on the 3rd day of July, 2003, the Ninth Oklahoma Multicounty Grand Jury was convened with its principal site to be Oklahoma City, Oklahoma County, Oklahoma, to serve from that date until February 20, 2005, said term of the Multicounty Grand Jury beginning on August 19, 2003, and continuing thereafter, that the said Multicounty Grand Jury of the State of Oklahoma, being composed of good and lawful men and women, legally drawn and summoned according to law and then and there examined, impaneled, sworn and charged according to law to diligently inquire into and true presentment make of all public offenses against the State of Oklahoma committed and triable within the State of Oklahoma, upon their oath and in the name and by the authority of the State of Oklahoma, do present and find that:

2003 APR 16 A 2:23

**COUNT 1: Workers' Compensation Fraud
A Felony, 21 O.S. § 1663**

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On or about the 12th day of November, 2002, within the County of Tulsa, State of Oklahoma, the Defendant, **WILLIAM BRADFORD ADAMS, a/k/a BRAD ADAMS**, did unlawfully, willfully, intentionally, knowingly and feloniously commit the crime of **WORKERS' COMPENSATION FRAUD** as follows:

The Defendant, with intent to defraud and deceive Dr. Gregory L. Mitchell, M.D. and the City of Tulsa, with respect to a claim for payment or other benefits pursuant to a contract of insurance, did knowingly, intentionally and fraudulently present false, misleading or incomplete statements concerning facts material to his workers' compensation claim, specifically as follows:

The Defendant filed a workers' compensation claim for benefits on February 6, 1997, for an injury to his neck and right elbow while employed as a captain with the Tulsa Fire Department. He later included injuries sustained on March 29, 1996 and April 19, 1996. He was examined by Dr. Gregory L. Mitchell, M.D., on November 12, 2002, and he told Dr. Mitchell that he had constant and severe pain within his neck, arms, hands and legs. He described the pain in his neck as "excruciating" and that within his hands he has "burning". He also complained of significant tremors of his extremities and told Dr. Mitchell that as a result of his difficulties he falls about ten times a month. He stated that on a good day he could possibly walk twenty-five feet, but only with the assistance of his cane and brace. He asserted that he always uses his knee brace and cane. The Defendant walked with a considerable limp and favored his right side. An orthopedic knee brace was present on his right leg and he utilized a cane. Tremors involving all four extremities were present intermittently throughout the evaluation.

The Defendant did present these statements and representations with the intent to defraud and deceive Dr. Gregory L. Mitchell, M.D., and the City of Tulsa, when he then and there knew that the said statements were false, incomplete or misleading, all of which is contrary to the provisions of 21 O.S. § 1663 (C)(1) of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

COUNT 2: Perjury
A Felony, 21 O.S. § 491

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On or about the 20th day of December, 2002, within the County of Tulsa, State of Oklahoma, the Defendant, **WILLIAM BRADFORD ADAMS, a/k/a BRAD ADAMS**, did unlawfully, willfully, intentionally, knowingly and feloniously commit the crime of **PERJURY** as follows:

On December 20, 2002, the said Defendant, having taken an oath that he would testify, depose and swear truly, then and thereby and before Mary Daniels, a certified shorthand reporter in and for the State of Oklahoma authorized to administer oaths, at a deposition in the case of William Bradford Adams vs. City of Tulsa, Workers' Compensation Case No. 97-2875R, did then and there testify as follows:

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Line 10

Q: When did you last own any part of Phoenix Construction?

Line 12

A: A few years ago. I haven't worked since my injury. But Phoenix, there's no employment from it, no money.

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Line 15

Q: Do you wear the brace on your - - let me ask you this: Do you wear the brace on your right leg because it keeps you from falling or do you wear it because you're afraid of falling?

Line 19

A: I wear the brace on my right leg because my right leg goes out all the time.

Line 21

Q: How many hours a day do you have to wear the brace on the right leg?

Line 23

A: I stay home most of the time and don't wear it sitting down. I wear it if I have to leave for one reason or another. I wear it at home if my leg goes out. So it

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Line 1

A: just depends on my spine.

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Line 3 Q: Have you worked at all since the date of your accident?
Line 5 A: No.

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Line 10 Q: Although we've discussed your injuries, what physical limitations do you have because of your injuries today? What can you not do that you could do before?
Line 13 A: I don't do anything. I just watch TV and want to be better.

Line 23 Q: How heavy is your daughter about?
Line 24 A: I don't know, 20 something.
Line 25 Q: Can you play with her and carry her?

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Line 1 A: No, I don't carry her. It hurts my neck.
Line 5 Q: You cannot carry your daughter and she weighs about 20 pounds because it hurts, right?
Line 7 A: Yes.

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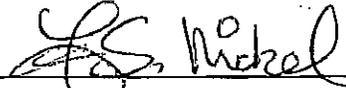
Line 2 Q: So my understanding, then, is you can't carry your daughter and you can't lift anything over ten pounds. What kind of things are you capable of doing around the house?
Line 6 A: I don't do anything.
Line 14 Q: Can you work in the yard, help you wife like with mowing or anything?
Line 16 A: No.
Line 17 Q: What is the most work that you can do around the house?
Line 19 A: Maybe help with the dishes when I feel up to it or get myself all the way dressed. That's it.
Line 21 Q: Is the house that you live in, is your house one or two story?
Line 23 A: It's two story.
Line 24 Q: Can you get up and down the stairs?
Line 25 A: No.

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That said testimony given by the Defendant was untrue and false, and said Defendant willfully, knowingly, and falsely testified as above set forth well knowing at the time that his testimony was untrue and false, and with the unlawful and felonious intent then and there to avoid and obstruct the ascertainment of the truth, all of which is contrary to the provisions of 21 O.S. § 491 of the Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

TRUE BILL

NO BILL



FOREMAN
OKLAHOMA MULTICOUNTY GRAND JURY

Penalties:

WORKERS' COMPENSATION FRAUD, 21 O.S. § 1663 - Not exceeding 5 years and/or not exceeding \$5,000.00 fine

PERJURY, 21 O.S. §§ 491 and 500 - Not exceeding 5 years

Witnesses Appearing Before the Multicounty Grand Jury:

- Daniel Frazier**, 4709 S.W. King Rd., Claremore, OK 74017
- Donald E. Chambers, Jr.**, 4827 W. 87th Street, Tulsa, OK 74132
- Shirley Creekmore**, City of Tulsa, 707 S. Houston, Suite 407, Tulsa, OK 74127
- Ryan Byrd**, Claim Research Services, P.O. Box 4762, Tulsa, OK 74159
- Jason Nowell**, Office of Attorney General, 440 S. Houston, Suite 505, Tulsa, OK 74127