

MISSOURI COURT OF APPEALS
Western District

ROGER BOCK, APPELLANT,
v.
CITY OF COLUMBIA, RESPONDENT.

DOCKET NUMBER WD69674

DATE: December 30, 2008

Appeal From:

Labor and Industrial Relations Commission

Appellate Judges:

Division One: Ronald R. Holliger, Presiding Judge, Lisa White Hardwick and James E. Welsh,
Judges

Attorneys:

William P. Nacy and Samuel Edward Trapp, Jefferson City, MO, for appellant.

Richard Lee Montgomery, Jr., Columbia, MO, for respondent.

MISSOURI APPELLATE COURT OPINION SUMMARY
MISSOURI COURT OF APPEALS, WESTERN DISTRICT

ROGER BOCK, APPELLANT,
v.
CITY OF COLUMBIA, RESPONDENT.

No. WD69674

Labor and Industrial Relations Commission

Before Division One Judges: Ronald R. Holliger, Presiding Judge, Lisa White Hardwick and James E. Welsh, Judges

Roger Bock suffered a leg injury while on the job. An Administrative Law Judge awarded him permanent partial disability benefits, but the Commission reversed, finding that Bock's failure to present expert testimony as to the extent of his injury completely precluded benefits. Bock had suffered several minor re-injuries to his leg since the work injury.

Reversed and remanded.

Division One holds:

Missouri cases have held that expert testimony is not always required in order to demonstrate the extent of a work-related injury. Even where there subsequent injuries to the same area, no expert testimony is needed if the original injury, all subsequent injuries, and their combined effect on the disability are all within the realm of understanding of a lay person. Such is the case here.

Opinion by: Ronald R. Holliger, Presiding Judge

Date: December 30, 2008

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