

Ohio Industrial Commission

Claim Number: 24-180576 Claims Heard: 24-180576
LT-OD-PE-COV
PCN: 2243201 Thomas M. Lisy

THOMAS M. LISY
4280 E WALLINGS RD
BROADVIEW HTS OH 44147-1427

Date of Diagnosis: 5/23/2024 Risk Number: 31806302-0

This claim has been previously allowed for: MALIGNANT NEOPLASM OF PROSTATE.

This matter was heard on 08/11/2025 before Staff Hearing Officer William McKinley pursuant to the provisions of R.C. Sections 4121.35(B) and 4123.511(D) on the following:

APPEAL of District Hearing Officer order from the hearing dated 02/03/2025,
filed by Employer on 02/18/2025.
Issue: 1) Injury Or Occupational Disease Allowance

Notices were mailed to the Injured Worker, the Employer, their respective representatives and the Administrator of the Bureau of Workers' Compensation not less than 14 days prior to this date, and the following were present for the hearing:

APPEARANCE FOR THE INJURED WORKER: Mr. O'Neil, Mr. Lisy
APPEARANCE FOR THE EMPLOYER: Mr. Consolo
APPEARANCE FOR THE ADMINISTRATOR: No Appearance

The order of the District Hearing Officer, issued 02/08/2025, is vacated.

The Hearing Officer orders that the Injured Worker's FROI-1 First Report of an Injury, Occupational Disease or Death, filed 10/04/2024, is granted.

The Hearing Officer orders that the Injured Worker's claim is **ALLOWED** for **MALIGNANT NEOPLASM OF PROSTATE**.

The Hearing Officer is persuaded that the Injured Worker contracted the above prostate cancer diagnosis in the course of, and arising out of, his employment with the Employer. The Hearing Officer finds that the Injured Worker's duties for the Employer included multiple decades of hazardous duty exposure to agents classified by the International Agency for Research on Cancer (IARC) as a Group 1 or Group 2A carcinogen. The Hearing Officer finds that the Injured Worker is entitled to the presumption that his cancer was contracted in the course of, and arising out of, his employment, under R.C. 4123.68(X), that the Employer has not sufficiently rebutted such presumption, and that the evidence on file supports the relationship between the Injured Worker's prostate cancer and his employment.

The Hearing Officer finds that the Injured Worker was a firefighter for the Employer for approximately 35 years with regular exposure to toxic chemical agents defined by the IARC as a Group 1 or Group 2A carcinogen. He worked as a full-time firefighter for the Employer from September 1988 through August 2022. In the Injured Worker's 09/25/2024 letter, he described the exposure to such agents through response to fires, live burn training sessions, exposure to exhaust from vehicles and through contact with fire fighting gear. He also designated the specific qualifying chemicals to which he was exposed during his employment on the C-265 Presumption of Causation for Firefighter Cancer form, filed 10/22/2024.

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Furthermore, the Hearing Officer is persuaded by the medical evidence on file that the Injured Worker has the condition Malignant Neoplasm of Prostate, and that such condition developed as the result of his occupational exposure to chemicals while working as a firefighter for the Employer.

There was no request for compensable lost time.

This decision is based upon the 06/19/2024 office notes of Michael Barkoukis, M.D., the 06/26/2025 report of Donato Borrillo, M.D., the Injured Worker's letter, dated 09/25/2024, the C-265 Presumption of Causation for Firefighter Cancer form, filed 10/22/2024, and the Injured Worker's testimony at the hearing.

All of the evidence was reviewed and considered in rendering this decision.

An IC-12 Notice of Appeal from this order may be filed within 14 days of the receipt of the order. The IC-12 Notice of Appeal may be filed online at www.ic.ohio.gov or the IC-12 Notice of Appeal may be sent to the Industrial Commission, Cleveland Regional Office, 615 Superior Avenue, N.W. - 5th Floor Cleveland, OH 44113-1898.

Typed By: cn

Date Typed: 08/12/2025

Findings Mailed: 08/15/2025

William McKinley
Staff Hearing Officer

Electronically signed by
William McKinley

The parties and representatives listed below have been sent this record of proceedings. If you are not an authorized representative of one of the parties, please notify the Industrial Commission.

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BWC, LAW DIRECTOR

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NOTE: INJURED WORKERS, EMPLOYERS, AND THEIR AUTHORIZED REPRESENTATIVES MAY REVIEW THEIR ACTIVE CLAIMS INFORMATION THROUGH THE INDUSTRIAL COMMISSION WEB SITE AT www.ic.ohio.gov. ONCE ON THE HOME PAGE OF THE WEB SITE, PLEASE CLICK ICON AND FOLLOW THE INSTRUCTIONS FOR OBTAINING A PASSWORD. ONCE YOU HAVE OBTAINED A PASSWORD, YOU SHOULD BE ABLE TO ACCESS YOUR ACTIVE CLAIM(S).
