

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F103312

KEVIN MCKENZIE, EMPLOYEE	CLAIMANT
DOUBLE S RIGGING & CONSTRUCTION, INC., EMPLOYER	RESPONDENT
SPECIALTY RISK SERVICES, INSURANCE CARRIER	RESPONDENT
ARKANSAS BLUE CROSS/BLUE SHIELD	INTERVENOR

OPINION FILED AUGUST 29, 2003

Upon review before the FULL COMMISSION, Little Rock, Pulaski County, Arkansas.

Claimant represented by HONORABLE KENNETH A. OLSEN, Attorney at Law, Little Rock, Arkansas.

Respondent represented by HONORABLE MICHAEL E. RYBURN, Attorney at Law, Little Rock, Arkansas.

Invervenor represented by HONORABLE FRANK B. SEWALL, Attorney at Law, Little Rock, Arkansas.

Decision of Administrative Law Judge: Affirmed and Adopted.

OPINION AND ORDER

The claimant appeals from a decision of the Administrative Law Judge filed December 20, 2002.

The Administrative Law Judge entered the following findings of fact and conclusions of law:

1. The Arkansas Workers' Compensation Commission has jurisdiction of the parties and subject matter of this claim.
2. Pursuant to the stipulations of the parties and the record, the employment relationship existed at all pertinent

times, including July 29, 1999, and the claimant's wages would entitle him to the maximum benefit rates if his claim is compensable.

3. The preponderance of the evidence fails to show that the claimant sustained a compensable injury, arising out of and in the course of his employment, for which he is entitled to benefits.

We have carefully conducted a de novo review of the entire record herein and it is our opinion that the Administrative Law Judge's decision is supported by a preponderance of the credible evidence, correctly applies the law, and should be affirmed. Specifically, we find from a preponderance of the evidence that the findings of fact made by the Administrative Law Judge are correct and they are, therefore, adopted by the Full Commission.

Thus, we affirm and adopt the decision of the Administrative Law Judge, including all findings and conclusions therein, as the decision of the Full Commission on appeal.

IT IS SO ORDERED.

OLAN W. REEVES, Chairman

JOE E. YATES, Commissioner

Commissioner Turner dissents.