

**NOT DESIGNATED FOR PUBLICATION**

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F014209

PEGGY WILKINS,  
EMPLOYEE

CLAIMANT

WASHINGTON REGIONAL MEDICAL CENTER,  
EMPLOYER

RESPONDENT

CANNON COCHRAN MSI,  
INSURANCE CARRIER

RESPONDENT

OPINION FILED OCTOBER 27, 2003

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

Claimant represented by HONORABLE JAY TOLLEY, Attorney at  
Law, Fayetteville, Arkansas.

Respondents represented by HONORABLE TOD BASSETT, Attorney  
at Law, Fayetteville, Arkansas.

Decision of the Administrative Law Judge: Affirmed and  
adopted.

OPINION AND ORDER

The claimant appeals from a decision of the  
Administrative Law Judge filed February 27, 2003. In said  
opinion and order, the Administrative Law Judge found that  
claimant's request that her portion of her attorney's fee be  
withheld as a cost of collection from the group health  
insurance plan of the respondent is barred by the doctrine  
of *res judicata*; and that even if the doctrine of *res*  
*judicata* does not bar this claim, the Commission lacks the

statutory authority to award an attorney's fee payable by the group health insurance plan of the respondent, as the claimant requests.

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.

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OLAN W. REEVES, Chairman

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KAREN H. MCKINNEY, Commissioner

Commissioner Turner dissents.