

**NOT DESIGNATED FOR PUBLICATION**

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F304358

LOVIE BUTLER,  
EMPLOYEE

CLAIMANT

OAK RIDGE NURSING HOME,  
EMPLOYER

RESPONDENT

CYPRESS INSURANCE COMPANY,  
INSURANCE CARRIER

RESPONDENT

OPINION FILED JULY 6, 2004

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

Claimant represented at hearing by HONORABLE BRIAN H.  
RATCLIFF, Attorney at Law, Little Rock, Arkansas, and  
appears pro se on appeal.

Respondents represented by HONORABLE MICHAEL E. RYBURN,  
Attorney at Law, Little Rock, 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 November 26, 2003. The  
Administrative Law Judge entered the following findings of  
fact and conclusions of law:

1. The Arkansas Workers' Compensation Commission  
has jurisdiction of this claim.
2. On August 9, 2001 the relationship of  
employee-employer-carrier existed among the  
parties.

3. On August 9, 2001 the claimant earned wages sufficient to entitle her to weekly compensation benefits of \$155.00 for temporary total disability benefits.
4. On August 9, 2001 the claimant did not sustain an injury arising out of and in the course of her employment.

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.