

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F307563

JUDNA CACERES,
EMPLOYEE

CLAIMANT

CRYSTAL LAKE FOODS,
EMPLOYER

RESPONDENT

COMPCARE ADMINISTRATORS, INC.,
INSURANCE CARRIER

RESPONDENT

OPINION FILED JULY 20, 2004

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 CURTIS NEBBEN, Attorney
at Law, Fayetteville, Arkansas.

Decision of the Administrative Law Judge: Affirmed and
Adopted.

OPINION AND ORDER

This case comes on for review by the Full
Commission on appeal by claimant from an opinion filed
herein by an Administrative Law Judge on February 26, 2004.

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 December 10, 2002, the
relationship of employee-employer-

carrier existed between the parties.

3. The claimant sustained a compensable injury to her right lower leg.
4. Medical expenses have been paid.
5. The claimant is entitled to a compensation rate based on an average weekly wage of \$326.00 per week.
6. The claimant has failed to prove by a preponderance of the evidence that she is entitled to temporary total disability from March 26, 2003, to a date to be determined.

In this case, we have reviewed the record de novo, weighing the evidence impartially and without giving the benefit of the doubt to either party. Ark. Code Ann. § 11-9-704(c) and Fowler v. McHenry, 22 Ark. App. 196, 737 S.W.2d 663 (1987). It is our opinion that the decision of the Administrative Law Judge is correct 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. Accordingly, we affirm and adopt the decision of the Administrative Law Judge filed February 26, 2004, and this claim is denied and dismissed.

IT IS SO ORDERED.

Caceres - F307563

3

OLAN W. REEVES, Chairman

KAREN H. McKINNEY, Commissioner

Commissioner Turner dissents.