

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F202279

CALVIN DANIEL,
EMPLOYEE

CLAIMANT

MILBANKS MANUFACTURING CO., INC.,
EMPLOYER

RESPONDENT

THE TRAVELERS,
INSURANCE CARRIER

RESPONDENT

OPINION FILED FEBRUARY 25, 2004

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

Claimant represented by HONORABLE PHILIP M. WILSON, Attorney
at Law, Little Rock, Arkansas.

Respondents represented by HONORABLE ROBERT MONTGOMERY,
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 August 22, 2003. The
Administrative Law Judge entered the following findings of
fact and conclusions of law:

1. The stipulations agreed to by the parties at
the prehearing telephone conference conducted
on May 19, 2003, and contained in the
Prehearing Order filed on that same date are
hereby accepted as fact.
2. Claimant has failed to prove by a
preponderance of the evidence that he

sustained a compensable injury to his left shoulder in November of 2001.

3. Respondents have controverted this claim in its entirety.

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

MIKE WILSON, Special Commissioner

Commissioner Turner dissents.