

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. E911131

MAE REED,
EMPLOYEE

CLAIMANT

LENNOX INDUSTRIES,
EMPLOYER

RESPONDENT

PACIFIC EMPLOYERS INSURANCE,
INSURANCE CARRIER

RESPONDENT

OPINION FILED FEBRUARY 4, 2004

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

Claimant represented at the hearing by HONORABLE MORRIS W.
THOMPSON, Attorney at Law, Little Rock, Arkansas and appears
PRO SE on appeal.

Respondents represented by HONORABLE BETTY J. DEMORY,
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 March 3, 2003. The
Administrative Law Judge entered the following findings of
fact and conclusions of law:

1. The employee-employer-carrier relationship
existed at all relevant times.
2. The claimant's average weekly wage was
\$710.00, giving rise to a temporary total
disability rate of \$375.00

3. The claimant sustained a compensable right elbow/arm injury on July 27, 1999.
4. Respondent paid a period of temporary total disability.
5. Respondent paid permanent partial disability benefits based on a 29% permanent impairment rating to the right upper extremity.
6. The preponderance of the evidence reflects that the claimant did not sustain a compensable neck, right shoulder, and right upper arm injury as a compensable consequence of her compensable July 27, 1999 right upper extremity injury.
7. The preponderance of the evidence reflects that the claimant is not entitled to a change of physician for the alleged compensable consequence injury, since compensability has not been established for that injury.
8. The preponderance of the evidence reflects that the claimant is not entitled to medical benefits or temporary total disability 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

KAREN H. MCKINNEY, Commissioner

Commissioner Turner dissents.