

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F311989

SANDRA L. HOOVER,
EMPLOYEE

CLAIMANT

WAL-MART STORES, INC.,
SELF-INSURED EMPLOYER

RESPONDENT

CLAIMS MANAGEMENT, INC.,
INSURANCE CARRIER/TPA

RESPONDENT

OPINION FILED MAY 23, 2005

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

Claimant represented by the HONORABLE F. MATTISON
THOMAS, III, Attorney at Law, El Dorado, Arkansas.

Respondents represented by the HONORABLE SUSAN FOWLER,
Attorney at Law, Little Rock, Arkansas.

Decision of Administrative Law Judge: Affirmed and
Adopted.

OPINION AND ORDER

Claimant appeals an opinion and order of the
Administrative Law Judge filed December 30, 2004. In
said order, the Administrative Law Judge made the
following findings of fact and conclusions of law:

1. The Arkansas Workers' Compensation
Commission has jurisdiction over this
claim.
2. The stipulations agreed to by the
parties are hereby accepted as fact.
3. The claimant has failed to prove,
by a preponderance of the evidence, that
she sustained a compensable injury to her

back as a result of a specific incident identifiable in time and place of occurrence at the work place on November 13, 2003. Specifically, the claimant has failed to establish an injury, or aggravation, supported by objective and measurable medical findings as required by the Act.

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.

Therefore we affirm and adopt the December 30, 2004 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.