

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F404307

JAMES HEGNA,
EMPLOYEE

CLAIMANT

DANAHER TOOL GROUP,
EMPLOYER

RESPONDENT

GAB ROBBINS RISK MANAGEMENT
SERVICES, INSURANCE CARRIER

RESPONDENT

OPINION FILED MAY 10, 2005

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

Claimant represented by the HONORABLE JAY TOLLEY,
Attorney at Law, Fayetteville, Arkansas.

Respondents represented by the HONORABLE MARK McCARTY,
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 November 9, 2004. In
said order, the Administrative Law Judge made the
following findings of fact and conclusions of law:

1. The stipulations agreed to by the
parties at the pre-hearing conference
conducted on June 30, 2004, and contained
in a pre-hearing order filed that same
date, are hereby accepted as fact.

2. Claimant has failed to prove by a
preponderance of the evidence that he
suffered a compensable injury while
employed by the respondent.

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 November 9, 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.