

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F206290

STEVEN DAVIS,
EMPLOYEE

CLAIMANT

AAA COOPER TRANSPORTATION,
SELF-INSURED EMPLOYER

RESPONDENT NO. 1

CRAWFORD RISK MANAGEMENT,
BENEFITS ADMINISTRATOR

RESPONDENT NO. 1

SECOND INJURY FUND

RESPONDENT NO. 2

OPINION FILED SEPTEMBER 27, 2006

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

Claimant represented by HONORABLE STEVEN R. McNEELY, Attorney at Law, Little Rock, Arkansas.

Respondent No. 1 represented by HONORABLE JAMES C. BAKER, Jr., Attorney at Law, Little Rock, Arkansas.

Respondent No. 2 represented by HONORABLE DAVID L. PAKE, Attorney at Law, Little Rock, Arkansas.

Decision of Administrative Law Judge: Affirmed and Adopted.

OPINION AND ORDER

Claimant appeals from a decision of the Administrative Law Judge filed November 17, 2005.

The Administrative Law Judge entered the following findings of fact and conclusions of law:

1. The Arkansas Workers' Compensation Commission has jurisdiction of the parties and subject matter of this claim.
2. Pursuant to the stipulations of the parties and the record, the employment relationship existed at all pertinent times; the claimant suffered a compensable low back injury May 21, 2002; he is entitled to the maximum benefit rates; as a result of this injury, he suffered permanent impairment of 9% to the body as a whole, which has been accepted by the respondents; the Second Injury Fund has accepted wage loss disability in the additional amount of 20% to the body as a whole; and Respondents No. 1 have agreed to provide job placement assistance.
3. The preponderance of the evidence fails to show that the claimant is entitled to maintenance as provided in Ark. Code Ann. §11-9-505.

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.