

**NOT DESIGNATED FOR PUBLICATION**

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NOS. F200210, F207888, & F207889

MARLENE DEWEESE, EMPLOYEE CLAIMANT

BAXTER COUNTY REGIONAL MEDICAL CENTER,  
EMPLOYER RESPONDENT

RISK MANAGEMENT RESOURCES,  
CARRIER RESPONDENT

**OPINION FILED MAY 8, 2006**

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

Claimant represented by the HONORABLE FREDERICK SPENCER,  
Attorney at Law, Mountain Home, Arkansas.

Respondent represented by the HONORABLE WALTER A. MURRAY,  
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 January 30, 2006.

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

1. The employer-employee relationship existed at all times pertinent to this claim.
2. The claimant's average weekly wage was \$291.93. Her compensation rate

for temporary total disability is \$195.00 per week.

3. The respondents controvert this claim in its entirety.
4. The respondent employer is properly captioned "Baxter County Regional Medical Center" not "Baxter County Regional Hospital".
5. The claimant has failed to establish by a preponderance of the evidence that she sustained a compensable back injury.

The claimant alleges that she sustained a compensable injury that is governed by the Arkansas Workers' Compensation Act, A.C.A. § 11-9-101 et seq. The claimant's alleged injury is, indeed, an injury that is covered by the Act; however, the claimant has failed to establish the elements necessary to prove a compensable injury by a preponderance of the evidence.

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.