

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F507630

OTIS WATSON,
EMPLOYEE

CLAIMANT

FRANKE'S CAFETERIA,
EMPLOYER

RESPONDENT

TRUCK INSURANCE EXCHANGE,
CARRIER

RESPONDENT

OPINION FILED DECEMBER 8, 2006

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

Claimant appeared *pro se*.

Respondent represented by the HONORABLE CAROL LOCKARD WORLEY, 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 September 7, 2006.

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

1. There was an employer-employee relationship on May 24, 2004.

2. The compensation rates are \$177/154.
3. The claimant has failed to prove by a preponderance of the evidence that he sustained a gradual onset or a specific incident neck injury arising out of his employment.
4. The claimant has failed to prove by a preponderance of the credible evidence that there is a causal connection between his need for treatment and any employment-related injury with the respondent.
5. Respondents have controverted the claim in its entirety.

The claimant alleges that he 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.