

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F305048

ERNEST O. WILLIAMS, EMPLOYEE	CLAIMANT
GATLING COOLING & HEATING, INC., EMPLOYER	RESPONDENT
COMMERCE & INDUSTRY INS. CO., CARRIER	RESPONDENT

OPINION FILED MARCH 24, 2006

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

Claimant presented *pro se*.

Respondent represented by HONORABLE CAROL L. WORLEY, Attorney at Law, Little Rock, Arkansas.

Decision of Administrative Law Judge: Affirmed and Adopted.

OPINION AND ORDER

The claimant appeals from a decision of the Administrative Law Judge filed June 30, 2005.

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

1. The Arkansas Workers' Compensation Commission has jurisdiction of this claim.
2. The stipulations agreed to by the parties are reasonable and are hereby accepted as fact.

3. The claimant has proven by a preponderance of the evidence that his average weekly wage was \$461.95.

4. The claimant has failed to prove by a preponderance of the evidence that he was totally incapacitated from earning wages as a result of his compensable injury prior to July 1, 2003.

5. The claimant has failed to prove by a preponderance of the evidence that he remained in his healing period after March 2, 2004.

6. The claimant has therefore failed to prove by a preponderance of the evidence that he is entitled to additional temporary total disability benefits.

7. The claimant has failed to prove by a preponderance of the evidence that additional medical treatment is reasonably necessary in connection with the compensable injury.

8. The claimant has failed to prove by a preponderance of the evidence that he is entitled to additional permanent partial disability benefits.

9. The claimant has failed to prove by a preponderance of the evidence that he is permanently totally disabled or that he has sustained wage loss in excess of his anatomical impairment rating.

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.