

**NOT DESIGNATED FOR PUBLICATION**

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F511763

NORMA MIROS,  
EMPLOYEE

CLAIMANT

RYAN'S FAMILY STEAK HOUSES, INC.,  
EMPLOYER

RESPONDENT

ZURICH AMERICAN INSURANCE,  
INSURANCE CARRIER

RESPONDENT

OPINION FILED JULY 11, 2007

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

Claimant represented by the HONORABLE EDDIE H. WALKER,  
Attorney at Law, Fort Smith, Arkansas.

Respondents represented by the HONORABLE LEE J. MULDROW,  
Attorney at Law, Little Rock, Arkansas.

Decision of Administrative Law Judge: Affirmed and  
Adopted.

OPINION AND ORDER

Respondents appeal an opinion and order of the  
Administrative Law Judge filed February 27, 2007. In  
said order, the Administrative Law Judge made the  
following findings of fact and conclusions of law:

1. The Arkansas Workers' Compensation Commission  
has jurisdiction of this claim.

2. On August 3, 2005, the relationship of employee-employer-carrier existed between the parties.
3. The claimant sustained a compensable injury to her left hip on August 3, 2005.
4. The claimant is entitled to a weekly compensation rate of \$172.00 for temporary total disability and \$154.00 for permanent partial disability.
5. The claimant has proven by a preponderance of the evidence that she sustained a compensable injury to her low back while working for the respondent on August 3, 2005. See discussion above.
6. The respondents should pay for all reasonable and necessary medical treatment for this claimant's low back problems.
7. The respondents should pay temporary total disability to this claimant from November 1, 2005, to a date to be determined, noting that the respondents should be entitled to credit for any temporary total disability which they have paid during this period of time.
8. The respondents have controverted the claimant's entitlement to benefits for her low back in their entirety.
9. The claimant's attorney is entitled to the maximum statutory attorney's fee based on the benefits awarded herein.

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 made by the Administrative Law Judge are correct and they are, therefore, adopted by the Full Commission.

We therefore affirm the February 27, 2007 decision of the Administrative Law Judge, including all findings of fact and conclusions of law therein, and adopt the opinion as the decision of the Full Commission on appeal.

All accrued benefits shall be paid in a lump sum without discount and with interest thereon at the lawful rate from the date of the Administrative Law Judge's decision in accordance with Ark. Code Ann. § 11-9-809 (Repl. 2002).

Since the claimant's injury occurred after July 1, 2001, the claimant's attorney's fee is governed by the provisions of Ark. Code Ann. § 11-9-715 as amended by Act 1281 of 2001. Compare Ark. Code Ann. § 11-9-715 (Repl. 1996) with Ark. Code Ann. § 11-9-715 (Repl. 2002). For prevailing on this appeal before the Full Commission, claimant's attorney is hereby awarded an additional attorney's fee in the amount of \$500.00 in

accordance with Ark. Code Ann. § 11-9-715(b) (Repl. 2002).

IT IS SO ORDERED.

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OLAN W. REEVES, Chairman

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PHILIP A. HOOD, Commissioner

Commissioner McKinney dissents.