

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F504518

JONATHON JORDAN, EMPLOYEE	CLAIMANT
HOME DEPOT, INC., EMPLOYER	RESPONDENT
AMERICAN HOME ASSURANCE COMPANY, CARRIER	RESPONDENT

OPINION FILED SEPTEMBER 22, 2008

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

Claimant represented by the HONORABLE EVELYN BROOKS, Attorney at Law, Fayetteville, Arkansas.

Respondents represented by the HONORABLE EMILY NEAL, Attorney at Law, Little Rock, Arkansas.

ORDER

This matter is presently before the Full Commission on remand from the Court of Appeals. In an opinion delivered March 19, 2008, the Court of Appeals reversed and remanded this matter to the Full Commission for an award of additional medical benefits and for reconsideration of its denial of an award of temporary total disability benefits. Pursuant to the remand from the Court of Appeals, the Full Commission hereby affirms

and adopts the Findings of Fact and Conclusions of Law set forth in the October 27, 2006, Opinion of the Administrative Law Judge. Specifically, the Full Commission finds that the medical services provided and recommended by Dr. Raben for the claimant's lumbar and radicular difficulties, including possible surgical intervention, represent reasonably necessary medical services for the claimant's compensable lower back or lumbar injury. The Full Commission further finds that the claimant was within his healing period and totally incapacity from earning wages from the cessation of his employment with the respondent in mid 2004, but not prior to July 15, 2004, and continuing through a date yet to be determined, for which he is entitled to additional temporary total disability benefits.

The respondents are directed to comply with award set forth in the October 27, 2006, Opinion of the Administrative Law Judge. For prevailing on this appeal before the Full Commission, the claimant's attorney is hereby awarded an additional attorney's fee in the amount of \$500.00 in accordance with A.C.A. § 11-9-715 (Repl. 2002).

IT IS SO ORDERED.

OLAN W. REEVES, Chairman

KAREN H. MCKINNEY, Commissioner

PHILIP A. HOOD, Commissioner