

NOT DESIGNATED FOR PUBLICATION

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F713017

JOHN HENRY BRYANT, III, EMPLOYEE	CLAIMANT
AMERIMAX COATED PRODUCTS, INC., EMPLOYER	RESPONDENT
WAUSAU UNDERWRITERS INS. CO., INSURANCE CARRIER	RESPONDENT

OPINION FILED SEPTEMBER 15, 2010

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

Claimant appeared pro se.

Respondent represented by the HONORABLE MICHAEL E. RYBURN, 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 February 23, 2010.

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 employer/employee/carrier relationship existed on or about December 12, 2007, when the

claimant sustained a compensable injury to his right hand.

3. The claimant's average weekly wage was \$448.40 per week (40 hours x \$11.21 per hour).
4. The claimant has failed to prove by a preponderance of the evidence that he suffered compensable neck and right shoulder injuries as a result of the December 12, 2007, work accident.
5. The claimant has failed to prove by a preponderance of the evidence that he is entitled to additional medical benefits for his right hand injury.
6. Respondents have paid an impairment rating of 10% to the ring finger and a 10% impairment rating to the long finger. The claimant has failed to prove that he is entitled to additional benefits in excess of the degree of permanent impairment assigned by Dr. Barr as a result of his work related injury.

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.

A. WATSON BELL, Chairman

KAREN H. MCKINNEY, Commissioner

Commissioner Hood dissents.