

**NOT DESIGNATED FOR PUBLICATION**

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. G008067

RONALD DAVIS, EMPLOYEE

CLAIMANT

R. A. PICKENS & SON COMPANY,  
UNINSURED EMPLOYER

RESPONDENT

**OPINION FILED SEPTEMBER 6, 2011**

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

Claimant appeared *Pro Se*.

Respondent appeared *Pro Se* and through its representative, Bill Moss.

Decision of Administrative Law Judge: Affirmed and Adopted.

**OPINION AND ORDER**

Claimant appeals from a decision of the Administrative Law Judge filed July 6, 2011.

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 June 28, 1970, when the claimant contends he sustained a compensable injury.

3. The preponderance of the evidence demonstrates that the claimant suffered an injury while working for Pickens on September 1, 1973.
4. The claimant filed his claim for benefits on September 8, 2010.
5. The preponderance of the evidence demonstrates that no compensation or benefits were paid to the claimant within the one year of the filing of the claim.
6. The preponderance of the evidence establishes that the claim is barred by the applicable statute of limitations.

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.

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A. WATSON BELL, Chairman

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KAREN H. MCKINNEY, Commissioner

Commissioner Hood dissents.