

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F710101

MARSHA BROWN, Employee	CLAIMANT
DELIGHTFUL MEALS/PASS YOUR PLATE, Employer	RESPONDENT #1
STATE FARM INSURANCE CO., Carrier/TPA	RESPONDENT #1
DEATH & PERMANENT TOTAL DISABILITY TRUST FUND	RESPONDENT #2

OPINION/ORDER FILED AUGUST 4, 2021

Hearing before ADMINISTRATIVE LAW JUDGE GREGORY K. STEWART in Springdale, Washington County, Arkansas.

Claimant not represented by counsel and not appearing at hearing.

Respondent #1 represented by MELISSA WOOD, Attorney, Little Rock, Arkansas.

Respondent #2 represented by CHRISTY L. KING, Attorney, Little Rock, Arkansas; although not participating in hearing.

OPINION/ORDER

This case comes on for review following a hearing on respondent #1's Motion to Dismiss.

Claimant suffered a compensable injury to her low back on May 18, 2007. Form AR-C was filed in December 2019 by claimant requesting payment of additional compensation benefits, including permanent total disability. A hearing was conducted on claimant's request for permanent total disability benefits and that claim was denied in an opinion filed September 21, 2020. The Full Commission affirmed and adopted that Opinion in an Opinion filed April 26, 2021. Subsequent to that opinion, the Full Commission entered an Order dated June 8, 2021 permitting attorney Aaron Martin to

withdraw as claimant's counsel.

On June 11, 2021, respondent #1 filed its Motion to Dismiss. A hearing on respondent's motion was scheduled for July 21, 2021. Notice of the hearing was sent to claimant at her last known address by certified mail and was delivered on June 17, 2021. Claimant did not appear at the hearing and has not responded to the respondent's Motion to Dismiss.

After my review of respondent's motion, the claimant's lack of response thereto, and all other matters properly before the Commission, I find that respondent #1's motion to dismiss this claim should be and hereby is granted. This dismissal is pursuant to Commission Rule 099.13 and it is without prejudice.

IT IS SO ORDERED.

GREGORY K. STEWART
ADMINISTRATIVE LAW JUDGE