BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION
CLAIM NO. H503147

JORDAN GRAVES, Employee	**CLAIMANT**
BEST BUY STORES, L.P., Employer	**RESPONDENT**
XL INSURANCE AMERICA, INC./SEDGWICK CLAIMS MANAGEMENT SERVICES, INC, Carrier/TPA	**RESPONDENT**

OPINION AND ORDER FILED SEPTEMBER 23, 2026

A Hearing before Administrative Law Judge James D. Kennedy in Springdale, Arkansas, was held on September 9, 2026.

Claimant waived her appearance through her attorney Deanna Graves, also known as Deana Carnation

Respondents were represented by Melissa Wood, of Little Rock, Arkansas.

STATEMENT OF THE CASE

A hearing was held in the above styled matter on the 9th day of September 2026, in Springdale, Arkansas, on Respondent's Motion to Dismiss for failure to prosecute pursuant to 11 C.A.R. §25-110(d) previously named Rule 099.13 of the Arkansas Workers' Compensation Commission and Arkansas Code Ann. §11-9-702. The Respondents were represented by Melissa Wood of Little Rock, Arkansas. Respondent's attorney provided attorney Deanna Graves, also known as Deanna Marie Graves and also Deanna Carnation emailed the law firm of Ms. Melissa Wood and stated that claimant had no objection to the dismissal of the claim. Proper notice of the hearing was provided directly to the claimant. Claimant did not appear at the hearing.

A Motion to Dismiss was filed on or June 22, 2026. An AR-Form C was filed on May 21, 2025, and signed by Deanna Carnation. A First Report of Injury was filed on July 2, 2025, and provided that the claimant had not suffered a physical injury but had suffered

a heat or sun stroke. A Form AR- 2 was filed on September 19, 2025, and provided that the date of injury was on June 15, 2024, and the claim was denied. The Claimant has not sought any type of bona fide hearing before the Workers' Compensation Commission over the last six months.

It is found that after proper and reasonable notice, a hearing was held on September 9, 2026, and the Claimant failed to appear and waived her appearance. The Respondents were represented by Melissa Wood, who requested that the matter be dismissed pursuant to 11 C.A.R. §25-110(d) of the Arkansas Workers' Compensation Commission and the provisions of Arkansas Code Ann. §11-9-702.

ORDER

Pursuant to the above statement of the case, documents entered into the record, and statements by the Attorney for the Respondents, there is no alternative but to grant the Motion to Dismiss without prejudice pursuant to 11 C.A.R. §25-110(d) of the Arkansas Workers' Compensation Commission and A.C.A. §11-9-702, based upon the Claimant failing to prosecute her claim within the last six months and after a meritorious application to the Commission by the Respondent requesting that the claim be dismissed after reasonable notice to all parties. If not already paid, the respondents are ordered to pay the applicable fee to the court reporter.

IT IS SO ORDERED.

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JAMES D. KENNEDY
ADMINISTRATIVE LAW JUDGE