

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. **G905090**

GAIL MULLIS, EMPLOYEE	CLAIMANT
O'REILLY AUTOMOTIVE INC., EMPLOYER	RESPONDENT
CORVEL ENTERPRISE COMP., INC., INSURANCE CARRIER	RESPONDENT

OPINION/ORDER FILED **AUGUST 16, 2021**

Hearing before ADMINISTRATIVE LAW JUDGE JOSEPH C. SELF, in Springdale, Washington County, Arkansas.

Claimant is *pro se*, failed to appear at hearing.

Respondents are represented by CURTIS L. NEBBEN, Attorney, Fayetteville, Arkansas

OPINION/ORDER

On October 14, 2019, claimant filed Form AR-C, alleging a compensable injury on July 30, 2019. Claimant was represented by Jarid M. Kinder, who filed a motion to withdraw on May 7, 2021, and was allowed to withdraw on June 1, 2021.

On April 14, 2021, Respondent filed a Motion to Dismiss, alleging that it had been more than six months since claimant filed his Form AR-C with the Commission, but he had not made a request for a hearing in that time. A hearing on Respondent's Motion to Dismiss was scheduled for August 5, 2021. Notice of the scheduled hearing was sent to Claimant by certified mail at the last address in the Commission's file. The notice was delivered to claimant on June 6, 2021. Claimant did not respond to Respondent's motion and did not appear in person at the hearing on August 5, 2021.

I find it has been more than six months since prior to this hearing and that no request for a hearing has been made in this file. After my review of the Respondent's motion, the Claimant's lack of response and failure to attend the hearing for the Respondent's motion, as well as all other matters

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properly before the Commission, I find that Respondent's Motion to Dismiss this claim should be and hereby is granted. This dismissal is pursuant to Commission Rule 099.13 and is without prejudice.

IT IS SO ORDERED.

JOSEPH C. SELF
ADMINISTRATIVE LAW JUDGE