

**BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION
WCC NO. H003553**

GIOVANNI PACHECO, Employee	CLAIMANT
NEWLY WED FOODS, Employer	RESPONDENT
SENTRY INSURANCE, Carrier/TPA	RESPONDENT

OPINION/ORDER FILED APRIL 6, 2021

Hearing before ADMINISTRATIVE LAW JUDGE ERIC PAUL WELLS in Springdale, Washington County, Arkansas.

Claimant is *Pro Se* and was not present at the hearing.

Respondent represented by JARROD S. PARRISH, Attorney at Law, Little Rock, Arkansas.

OPINION/ORDER

This case comes on for review following a hearing on respondents' Motion to Dismiss.

On June 23, 2020, claimant's previous attorney, Laura Beth York, filed an AR-C requesting various compensation benefits. Ms. York filed a Motion to Withdraw on October 16, 2020 and the Full Commission granted that Motion on November 12, 2020. On January 7, 2021, respondents filed a Motion to Dismiss requesting that this claim be dismissed for lack of prosecution. On February 12, 2021, a Notice of Hearing was mailed to the parties notifying them that a hearing was scheduled for March 16, 2021. The claimant's notice was mailed to him at his last known mailing address by certified and regular mail. The United States Postal Service proof of service log indicates the claimant received his notice on February 17, 2021 at 1:44 p.m..

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

IT IS SO ORDERED.

HONORABLE ERIC PAUL WELLS
ADMINISTRATIVE LAW JUDGE