

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

G406354

TARA ROWLAND, EMPLOYEE	CLAIMANT
EVANGELICAL LUTHERAN GOOD SAMARITAN SOCIETY, EMPLOYER	RESPONDENT NO. 1
SENTRY INSURANCE COMPANY, CARRIER	RESPONDENT NO. 1
DEATH & PERMANENT TOTAL DISABILITY TRUST FUND	RESPONDENT NO. 2

OPINION FILED JULY 12, 2021

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

Claimant represented by the HONORABLE FREDERICK S. "RICK" SPENCER, Attorney at Law, Mountain Home, Arkansas.

Respondents No. 1 represented by the HONORABLE JARROD S. PARRISH, Attorney at Law, Little Rock, Arkansas.

Respondent No. 2 represented by the HONORABLE CHRISTY L. KING, Attorney at Law, Little Rock, Arkansas.

Decision of Administrative Law Judge: Affirmed and Adopted.

OPINION AND ORDER

Respondents No. 1 appeal and Claimant cross appeals the Administrative Law Judge's Opinion filed October 19, 2020, in which the Administrative Law Judge made the following findings of fact and conclusions of law:

1. The Arkansas Workers' Compensation Commission has jurisdiction over this claim.
2. The stipulations set forth above are reasonable and are hereby accepted.
3. The evidence preponderates that Claimant did not seek preauthorization under AWCC R. 099.30(l)(S) for her May 24, 2019, surgery.
4. Because of Finding/Conclusion No. 3, *supra*, Claimant has not proven by a preponderance of the evidence that Respondents No. 1 are responsible for the treatment Dr. Scott Bolding performed on May 24, 2019.
5. Claimant has proven by a preponderance of the evidence that save the May 24, 2019, treatment addressing in Findings/Conclusions 3 and 4, *supra*—she is entitled to treatment recommended by Dr. Bolding outlined in his June 14, 2019, letter that is in evidence, and that such treatment is reasonable and necessary.
6. Because of Finding/Conclusion No. 3, *supra*, Claimant has not proven by a preponderance of the evidence that she is entitled to reimbursement for medical mileage in connection with her May 24, 2019, visit to Dr. Bolding.
7. Because of Finding/Conclusion No. 5, *supra*, Claimant has proven by a preponderance of the evidence that she is entitled to reimbursement for medical mileage in connection with her treatments outlined in Dr. Bolding's June 14, 2019, letter (save the May 24, 201[9] procedure addressed in Finding/Conclusion No. 6, *supra*) that is in evidence.

We have carefully conducted a *de novo* review of the entire record and find 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 made by the Administrative Law Judge are correct and they are, therefore, adopted by the Full Commission.

We therefore affirm the decision of the Administrative Law Judge, including all findings of fact and conclusions of law therein, and adopt the opinion as the decision of the Full Commission on appeal.

IT IS SO ORDERED.

SCOTTY DALE DOUTHIT, Chairman

CHRISTOPHER L. PALMER, Commissioner

M. SCOTT WILLHITE, Commissioner