

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. G905655

JEFFREY C. SPEILMAN, Employee	CLAIMANT
TYSON SALES & DISTRIBUTION, Employer	RESPONDENT
TYNET CORPORATION, Carrier/TPA	RESPONDENT

OPINION/ORDER FILED JANUARY 26, 2021

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

Claimant not represented by counsel and not appearing at hearing.

Respondents represented by JEREMY SWEARINGEN, Attorney, Little Rock, Arkansas.

OPINION/ORDER

This case comes on for review following a hearing on respondent's motion to dismiss.

On August 29, 2019, claimant filed Form AR-C alleging an injury to his low back on August 19, 2019. Since the filing of the AR-C, claimant has taken no action to prosecute his claim or request a hearing. As a result, respondent filed a motion to dismiss this claim on November 17, 2020. A hearing on respondent's motion was scheduled for January 13, 2021. Notice of that scheduled hearing was sent to claimant by certified mail and was delivered on November 30, 2020. Claimant did not appear at the scheduled hearing.

After my review of the respondent's motion, the claimant's failure to appear or respond to the respondent's motion to dismiss, as well as all other matters 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 A.C.A. §11-9-702(a)(4) as well as Commission Rule 099.13. This dismissal is without prejudice.

IT IS SO ORDERED.

GREGORY K. STEWART
ADMINISTRATIVE LAW JUDGE