

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. G904931

PORTER R. SIMS, EMPLOYEE CLAIMANT

BRYANT SCHOOL DISTRICT
SELF-INSURED EMPLOYER RESPONDENT

ARKANSAS SCHOOL BOARDS ASSOCIATION,
CARRIER/TPA RESPONDENT

ORDER FILED APRIL 23, 2024

Before the FULL COMMISSION in Little Rock, Pulaski County, Arkansas.

Claimant represented by the HONORABLE DANIEL E. WREN, Attorney at Law, Little Rock, Arkansas.

Respondents represented by the HONORABLE KAREN H. MCKINNEY, Attorney at Law, Little Rock, Arkansas.

ORDER

Presently before the Full Commission is Respondents' Motion to Dismiss Claimant's Appeal of an administrative law judge's opinion dated October 24, 2023 due to untimely filing of the Notice of Appeal.

The claimant's attorney signed for the Opinion on October 26, 2023, which would make the notice of appeal due on November 25, 2023. The claimant's attorney emailed the notice of appeal to the Commission on November 24, 2023. The Commission offices were closed for the Thanksgiving Holiday on Thursday, November 23, and Friday, November 24, 2023. The claimant's notice of appeal was timely filed. Since

November 25, 2013 fell on Saturday, the claimant's notice of appeal was not due until Monday, November 27, 2023.

After consideration of respondents' motion and all other matters properly before the Commission, we find that the Respondents' Motion to Dismiss Claimant's Appeal should be and is hereby denied.

IT IS SO ORDERED.

SCOTTY DALE DOUTHIT, Chairman

M. SCOTT WILLHITE, Commissioner

MICHAEL R. MAYTON, Commissioner