

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. **H001966**

NICOLAS A. URRUTIA, EMPLOYEE	CLAIMANT
FIVE STAR PAINTING OF FORT SMITH, EMPLOYER	RESPONDENT
LIBERTY MUTUAL GROUP, INSURANCE CARRIER	RESPONDENT

OPINION/ORDER FILED MARCH 4, 2021

Hearing before ADMINISTRATIVE LAW JUDGE JOSEPH C. SELF, in Fort Smith, Sebastian County, Arkansas.

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

Respondents represented by RICK BEHRING, JR., Attorney, Little Rock, Arkansas.

OPINION/ORDER

On April 7, 2020, claimant filed Form AR-C, alleging a compensable injury on May 11, 2020.

Claimant was represented at the time by attorney Laura Beth York. On June 24th, 2020, Ms. James requested to be allowed to withdraw as Claimant's counsel and in an order entered July 29, 2020, the Full Commission granted that Motion to Withdraw.

On October 13, 2020, 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 March 2, 2021. Notice of the scheduled hearing was sent to Claimant by certified mail and was delivered on January 30, 2021. Claimant did not respond to Respondent's motion, nor did he appear at the hearing on March 2, 2021.

After my review of the Respondent's motion, the Claimant's failure to appear or respond to the Respondent's motion, as well as all other matters properly before the Commission, I find that Respondent's

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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