

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. H010338

BRIAN K. WALKER, Employee	CLAIMANT
ELITE TOWING d/b/a CENTERTON TOWING, Employer	RESPONDENT
TRAVELERS PROPERTY CASUALTY CO. OF AMERICA, Carrier/TPA	RESPONDENT

OPINION FILED FEBRUARY 7, 2022

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

Claimant not represented by counsel and not present at hearing.

Respondents represented by AMY C. MARKHAM, Attorney, Little Rock, Arkansas.

OPINION/ORDER

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

On October 14, 2020, claimant filed Form AR-C requesting various compensation benefits. On April 14, 2021, an Order was filed by the Full Commission allowing claimant's counsel to withdraw. Since that time no further action has been taken by the claimant to prosecute his claim. As a result, respondent filed a Motion to Dismiss on November 29, 2021. A hearing was scheduled on the respondent's Motion to Dismiss for January 26, 2022. Notice of the hearing was sent to claimant by certified mail and was delivered on December 6, 2021. Claimant did not appear at the hearing and has not responded to the respondent's motion.

After my review of the respondent's motion, the claimant's failure to respond

thereto, and all other matters properly before the Commission, I find that respondent's Motion to Dismiss should be and hereby is granted. This dismissal is pursuant to Commission Rule 099.13 and it is without prejudice.

IT IS SO ORDERED.

GREGORY K. STEWART
ADMINISTRATIVE LAW JUDGE