

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. H207412

MARIA C. PLAZA REYES, Employee	CLAIMANT
TYSON POULTRY, INC., Self-Insured Employer	RESPONDENT
TYNET CORPORATION, Carrier/TPA	RESPONDENT

OPINION/ORDER FILED AUGUST 30, 2023

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 J. MATTHEW MAULDIN, Attorney, Little Rock, Arkansas.

OPINION/ORDER

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

On December 7, 2022, Form AR-C was filed by Attorney Laura Beth York on behalf of claimant requesting compensation benefits. Subsequently, on February 28, 2023, Attorney York filed a Motion to Withdraw as Counsel. This motion was granted by the Full Commission in an order filed March 10, 2023. Since the filing of that order, the claimant has taken no further action to pursue her claim. As a result, respondent filed this motion to dismiss on June 20, 2023. A hearing was scheduled on the respondent's motion for August 16, 2023, and notice of the hearing was sent to the claimant by certified mail at her last known address. That certified mail was returned to the Commission as

“Unclaimed.” Claimant did not appear at the hearing and has not responded to the respondent’s Motion to Dismiss.

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 this claim 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