

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. G306587

TERRY TALLEY, Employee

CLAIMANT

ENTERGY OPERATIONS, INC., Self-Insured Employer

RESPONDENT

OPINION/ORDER FILED JUNE 11, 2024

Hearing before ADMINISTRATIVE LAW JUDGE GREGORY K. STEWART in Fort Smith, Sebastian County, Arkansas.

Claimant represented by LAURA J. MCKINNON, Attorney, Fayetteville, Arkansas; although not present at hearing.

Respondents represented by KAREN H. MCKINNEY, Attorney, Little Rock, Arkansas.

OPINION/ORDER

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

Claimant suffered an admittedly compensable injury on July 24, 2012. Respondent paid compensation benefits including medical benefits and an impairment rating. Numerous AR-Cs were filed in this case on July 24, 2014; September 4, 2015; and August 1, 2017. No hearing has been requested with respect to this claim.

On May 1, 2024, respondent filed a Motion to Dismiss. A hearing was scheduled on the respondent's motion for June 3, 2024. In response to the respondent's motion, claimant's attorney sent an e-mail dated May 14, 2024, stating:

We have spoken to this client and he has no objection to the Dismissal and we waive our appearance at a hearing regarding the matter of the Motion to Dismiss.

After my review of the respondent's motion, the claimant's response 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 without prejudice and is pursuant to Commission Rule 099.13.

IT IS SO ORDERED.

GREGORY K. STEWART
ADMINISTRATIVE LAW JUDGE