

**BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION
CLAIM NO. H600641**

HEATHER YOUNGER, EMPLOYEE

CLAIMANT

ADVENTURE SUBURU, EMPLOYER

RESPONDENT

**CENTRAL ARKANSAS AUTOMOBILE DEALERS/
RISK MANAGEMENT RESOURCES, Carrier/TPA**

RESPONDENT

OPINION FILED JUNE 17, 2026

Hearing before Administrative Law Judge James D. Kennedy in Springdale, Arkansas, on June 10, 2026.

Claimant is Pro Se and did not appear.

Respondents are represented by Carol Lockard Worley of Little Rock, Arkansas.

STATEMENT OF THE CASE

A hearing was held in the above styled matter on June 10, 2026, in Springdale, Arkansas, on Respondent's Motion to Dismiss for failure to prosecute pursuant to 11 CAR 25-110(d) of the rules of the Arkansas Workers' Compensation Commission. The claimant contended that she was involved in an automobile accident in Calamino Ranch, Malibu, California, on November 6, 2025, and sustained injuries. Claimant later filed a Form C on February 4, 2026, where she stated that she had injured her neck and back after being rear ended on a test track in Malibu California. A Form AR-2 was filed then on February 6, 2026, stating that the claim was a medical only claim. A document made of record provided referred to communications by the Claimant with the Legal Advisor Division of the Arkansas Workers' Compensation Commission and provided that on March 16, 2026, Claimant decided that she did not want to pursue the claim and wanted

it dismissed. A Motion to Dismiss was filed on March 27, 2026, contending that the claimant had failed to prosecute her claim and the claimant failed to respond to the motion.

A hearing was set for June 10, 2026, in regard to the Motion to Dismiss. The claimant failed to appear at the hearing after proper notice. At the time of the hearing, Carol Lockard Worley appeared on behalf of the Respondents and asked that the matter be dismissed for lack of prosecution.

After a review of the record as a whole, to include all evidence properly before the Commission, and having had an opportunity to hear the statements of the respondent's attorney, there is no alternative but to find that the Motion to Dismiss should be granted at this time, and the matter should be dismissed without prejudice.

ORDER

Pursuant to the above, there is no alternative but to find that the Motion to Dismiss should be granted for failure to prosecute and this matter should be dismissed without prejudice pursuant to 11 CAR 25-110(d) of the Rules of the Arkansas Workers' Compensation Commission.

IT IS SO ORDERED:

JAMES D. KENNEDY
ADMINISTRATIVE LAW JUDGE