

APPEAL NO. 990118

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). A contested case hearing (CCH) was held on December 15, 1998. With regard to the issues at the CCH, the hearing officer determined that the appellant (claimant) is entitled to supplemental income benefits (SIBS) for the first compensable quarter. Claimant appeals, contending only that the decision and order should be reformed to correct a typographical error. The file does not contain a response from respondent (carrier).

DECISION

We affirm as reformed.

Claimant prevailed regarding first quarter SIBS and appeals only to request that the Appeals Panel reform a typographical error in the decision and order. Claimant asserts that the hearing officer sometimes listed the wrong time period for the first quarter of SIBS and contends that the first quarter was from September 26, 1998, to December 25, 1998. Carrier did not respond to the appeal. After reviewing the benefit review officer's report, the stated issue at the CCH, the stipulations, and the hearing officer's decision, we agree that the record supports the requested reformation.

We reform Conclusion of Law No. 3 to state:

Claimant is entitled to supplemental income benefits for the first compensable quarter, September 26, 1998, to December 25, 1998, based on a total inability to work.

We reform the Decision portion of the decision and order to state:

Claimant is entitled to supplemental income benefits for the first compensable quarter, September 26, 1998, to December 25, 1998, based on a total inability to work. Supplemental income benefits accrued but not paid are to be paid with interest in a lump sum.

As reformed, we affirm the hearing officer's decision and order.

Judy Stephens
Appeals Judge

CONCUR:

Alan C. Ernst
Appeals Judge

Tommy W. Lueders
Appeals Judge