

APPEAL NO. 002587

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). On October 17, 2000, a hearing was held. The hearing officer resolved the disputed issue by deciding that the respondent's (claimant) back problems after \_\_\_\_\_, are a result of the compensable injury of \_\_\_\_\_. The appellant (carrier) appealed. The claimant responded.

DECISION

Affirmed.

The claimant sustained a compensable back injury on \_\_\_\_\_. There is conflicting evidence on the disputed issue. The hearing officer is the sole judge of the weight and credibility of the evidence. Section 410.165(a). As the trier of fact, the hearing officer resolves the conflicts in the evidence and determines what facts have been established. The claimant's testimony and the opinion of the claimant's treating doctor support the hearing officer's decision. The hearing officer's decision is supported by sufficient evidence and is not so against the great weight and preponderance of the evidence as to be clearly wrong and unjust. Cain v. Bain, 709 S.W.2d 175 (Tex. 1986).

The hearing officer's decision and order are affirmed.

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Robert W. Potts  
Appeals Judge

CONCUR:

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Susan M. Kelley  
Appeals Judge

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Judy L. Stephens  
Appeals Judge