

APPEAL NO. 002794

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). A contested case hearing was held on November 9, 2000. The hearing officer determined that the claimant did not sustain a compensable injury, did not timely report his injury to his employer and had no good cause, did not make an election of remedies, and did not have disability.

The carrier has filed a conditional appeal on the election of remedies determination, asking that it be considered only if the claimant filed an appeal. There is no appeal or response from the claimant.

DECISION

There being no appeal from the claimant, the conditional appeal is dismissed as requested by the carrier.

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Susan M. Kelley  
Appeals Judge

CONCUR:

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Kenneth A. Huchton  
Appeals Judge

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Judy L. Stephens  
Appeals Judge