

APPEAL NO. 010401

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 February 7, 2001. The hearing officer determined that the _____, burn injury of the appellant (claimant) did not extend to his lumbar spine. Claimant appealed this adverse determination on sufficiency grounds. Respondent (carrier) responded that the Appeals Panel should affirm the hearing officer's decision and order.

DECISION

We affirm.

Claimant appeals the determination regarding extent of injury on sufficiency grounds. The matters claimant complained of in his brief primarily concerned credibility and fact issues, which were for the hearing officer to consider. The hearing officer indicated that he was not persuaded by claimant's evidence and stated that claimant did not meet his burden of proof on this issue. We have reviewed the complained-of determination and we conclude that it is not so against the great weight and preponderance of the evidence as to be clearly wrong or manifestly unjust. Cain v. Bain, 709 S.W.2d 175, 176 (Tex. 1986).

We affirm the hearing officer's decision and order.

Judy L. S. Barnes
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Susan M. Kelley
Appeals Judge