

APPEAL NO. 010968
FILED JUNE 18, 2001

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 April 3, 2001. The hearing officer determined the four issues of whether the appellant (claimant) sustained a compensable injury on _____; whether the claimant had disability; whether the claimant timely reported the injury to the employer; and whether the respondent (carrier) waived the right to contest compensability of the claimant's claimed injury by not contesting compensability within 60 days of being notified of the claimed injury, adversely to the claimant. The claimant has appealed the determinations on sufficiency of the evidence grounds. The carrier has responded, urging that the hearing officer's determinations be affirmed.

DECISION

Affirmed.

The claimant appeals the hearing officer's determinations on sufficiency grounds. The matters the claimant complained of in his brief all concern credibility and fact issues, which were for the hearing officer to consider. We have reviewed the complained-of determinations and we conclude that they are 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.

Michael B. McShane
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Robert W. Potts
Appeals Judge