

APPEAL NO. 011835
FILED SEPTEMBER 21, 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 (CCH) was held on July 19, 2001. With regard to the issues before her, the hearing officer determined that the appellant (claimant herein) was not entitled to supplemental income benefits for the 9th and 10th compensable quarters. The claimant appeals, contending she was entitled to these benefits and the respondent (carrier herein) replies that the decision of the hearing officer should be affirmed.

DECISION

Reversed and remanded.

This case is remanded for the purpose of compliance with House Bill 2600 amending Section 410.164, effective June 17, 2001. Section 410.164 was amended by the addition of subsection (c), which provides as follows:

- (c) At each [CCH], as applicable, the insurance carrier shall file with the hearing officer and shall deliver to the claimant a single document stating the true corporate name of the insurance carrier and the name and address of the insurance carrier's registered agent for service of process. The document is part of the record of the [CCH].

In the present case, Hearing Officer Exhibit No. 2 purports to contain the carrier information. However, the name of the carrier as listed in this document (One Beacon Insurance Company) is different from the name of the carrier that the parties stipulated was the carrier (Potomac Insurance Company). Under these circumstances it is unclear as to whether or not the carrier information is correct or not. We therefore remand the case to the hearing officer to ascertain who the correct carrier is and to obtain the correct registered agent and registered agent address for that carrier as to correctly state the name of the carrier in the decision, including the caption.

Pending resolution of the remand, a final decision has not been made in this case. However, since reversal and remand necessitate the issuance of a new decision and order by the hearing officer, a party who wishes to appeal from such new decision must file a request for review not later than 15 days after the date on which such new decision is received from the Texas Workers' Compensation Commission's Division of Hearings,

pursuant to Section 410.202 (amended June 17, 2001). See Texas Workers' Compensation Commission Appeal No. 92642, decided January 20, 1993.

Gary L. Kilgore
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Thomas A. Knapp
Appeals Judge