

APPEAL NO. 020301
FILED MARCH 26, 2002

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 January 15, 2002. The hearing officer determined that the compensable injury sustained by the respondent (claimant) on _____, extends to and includes the lumbar spine, and that the claimant had disability from _____, through May 16, 2001. The appellant (carrier) contends that the extent-of-injury determination is against the great weight and preponderance of the evidence. We note that, with regard to the disability determination, the hearing officer's finding of fact does not support the conclusion of law that the claimant had disability for the specified period. However, as this inconsistency was not identified or disputed by the carrier in its request for review, we will not address it on appeal. The appeal file contains no response from the claimant.

DECISION

Affirmed.

We have reviewed the matters complained of by the carrier on appeal and conclude that the hearing officer's extent-of-injury determination 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).

The decision and order of the hearing are affirmed.

The true corporate name of the carrier **TEXAS MUTUAL INSURANCE COMPANY** and the name and address of its registered agent for service of process is

**MR. RUSSELL R. OLIVER, PRESIDENT
221 WEST 6TH STREET
AUSTIN, TEXAS 78701.**

Chris Cowan
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Philip F. O'Neill
Appeals Judge