

APPEAL NO. 020561  
FILED APRIL 24, 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 February 11, 2002. The hearing officer determined that (1) the appellant's (claimant) compensable injury of \_\_\_\_\_, includes recurrent bilateral hernias on or after \_\_\_\_\_; (2) the claimant did not sustain a compensable repetitive trauma injury on \_\_\_\_\_; (3) the respondent (carrier) is relieved from liability for the claimed injury of \_\_\_\_\_, under Section 409.002, because of the claimant's failure, without good cause, to timely notify his employer pursuant to Section 409.001; (4) the carrier did not waive the right to contest the compensability of the claimed injury of \_\_\_\_\_; and (5) because the claimant did not sustain a compensable injury on \_\_\_\_\_, he did not have resulting disability. The claimant appeals the determinations on sufficiency grounds. The carrier urges affirmance.

DECISION

Affirmed.

The hearing officer did not err in reaching the complained-of determinations. The determinations involved questions of fact for the hearing officer to resolve. The hearing officer is the sole judge of the weight and credibility of the evidence (Section 410.165(a)) and, as the trier of fact, resolves the conflicts and inconsistencies in the evidence, including the medical evidence (Texas Employers Insurance Association v. Campos, 666 S.W.2d 286 (Tex. App.-Houston [14th Dist.] 1984, no writ)). In view of the evidence presented, we cannot conclude that the hearing officer's determinations are 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 (Tex. 1986).

The decision and order of the hearing officer are affirmed.

The true corporate name of the insurance carrier is **LIBERTY MUTUAL GROUP** and the name and address of its registered agent for service of process is

**C. T. CORPORATION SYSTEMS  
350 NORTH ST. PAUL #2900  
DALLAS, TEXAS 75201.**

---

Edward Vilano  
Appeals Judge

CONCUR:

---

Susan M. Kelley  
Appeals Judge

---

Philip F. O'Neill  
Appeals Judge