

APPEAL NO. 023075
FILED JANUARY 13, 2003

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 November 6, 2002. The hearing officer determined that the respondent (claimant) sustained a compensable injury to his right knee on _____, and that the claimant had disability from July 10 through August 20, 2001.

The appellant (carrier) appeals a number of the hearing officer's determinations on a sufficiency of the evidence basis. The file does not contain a response from the claimant.

DECISION

Affirmed.

The claimant, a welder's helper, testified that he injured his right knee preparing a pipe for welding. The claimant promptly reported his injury. The carrier presented evidence from which contrary inferences could be drawn.

The 1989 Act provides that the hearing officer is the sole judge of the weight and credibility of the evidence. Section 410.165(a). Where there are conflicts in the evidence, the hearing officer resolves the conflicts and determines what facts the evidence has established. As an appeals body, we will not substitute our judgment for that of the hearing officer when the determination is not so against the overwhelming weight of the evidence as to be clearly wrong and unjust. Cain v. Bain, 709 S.W.2d 175, 176 (Tex. 1986); Texas Workers' Compensation Commission Appeal No. 950456 decided May 9, 1995.

The hearing officer's decision and order are affirmed.

The true corporate name of the insurance carrier is **ZURICH AMERICAN INSURANCE COMPANY** and the name and address of its registered agent for service of process is

**BEN SCHROEDER
12222 MERIT DRIVE, SUITE 700
DALLAS, TEXAS 75251.**

Thomas A. Knapp
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Terri Kay Oliver
Appeals Judge