

APPEAL NO. 031047  
FILED JUNE 16, 2003

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). A consolidated contested case hearing was held on January 7, 2003. With respect to the disputed issues before her in (Docket No. 1), the hearing officer determined: that the respondent (claimant) sustained a compensable injury on (date of injury for Docket No. 1); and that she had disability as a result of the compensable injury of (date of injury for Docket No. 1), from January 20 through February 17, 1999, and from February 24 through February 25, 1999.

With respect to the disputed issues before her in (Docket No. 2), the hearing officer determined: that the claimant sustained a compensable injury on (date of injury for Docket No. 2); and that she had disability as a result of the compensable injury of (date of injury for Docket No. 2), from December 1, 2000, through February 2, 2001, from February 14 through February 18, 2001, from February 26 through March 18, 2001, and from May 3 through August 7, 2001.

With respect to the disputed issues before her in (Docket No. 3), the hearing officer determined: that the claimant sustained a compensable injury on (date of injury for Docket No. 3); that she had disability as a result of the compensable injury of (date of injury for Docket No. 3), from December 1, 2001, through January 17, 2002, from January 25 through August 8, 2002, and from October 15 through November 11, 2002; and that the appellant (self-insured) is not relieved from liability under Section 409.002 because the claimant timely notified her employer pursuant to Section 409.001.

The self-insured appealed all of the hearing officer's determinations in Docket Nos. 1, 2, and 3 based on sufficiency of the evidence grounds. The claimant responded, urging affirmance.

DECISION

Affirmed.

We have reviewed the complained-of determinations. The hearing officer is the sole judge of the weight and credibility of the evidence. Section 410.165(a). It was for the hearing officer, as trier of fact, to resolve the inconsistencies and conflicts in the evidence. Garza v. Commercial Insurance Company of Newark, New Jersey, 508 S.W.2d 701, 702 (Tex. Civ. App.-Amarillo 1974, no writ). This is equally true regarding medical evidence. Texas Employers Insurance Association v. Campos, 666 S.W.2d 286, 290 (Tex. App.-Houston [14th Dist.] 1984, no writ). The self-insured argues that the medical evidence fails to establish a work-related injury. The Appeals Panel has held that "injury may be proven by the testimony of the claimant alone, and medical or expert evidence is not required to establish that particular conduct resulted in the claimed injury, except in those cases where the subject is so technical in nature that a fact finder lacks the ability from common experience and knowledge to find a causal

connection as a matter of reasonable medical probability.” See Texas Workers' Compensation Commission Appeal No. 93560, decided on August 19, 1993. We do not find that Texas Workers' Compensation Commission Appeal No. 990453, decided April 4, 1999, and other cases cited by the self-insured require reversal of this decision. In the instant case, the hearing officer was persuaded by the claimant's testimony and the medical reports in evidence that the claimant sustained a specific injury for each separate claim. The hearing officer was acting within her province as the fact finder in resolving the evidence in Docket Nos. 1, 2, and 3 in favor of the claimant and nothing in our review of the record demonstrates that the hearing officer's determinations are so against the great weight of the evidence as to be clearly wrong or manifestly unjust. Pool v. Ford Motor Company, 715 S.W.2d 629, 635 (Tex. 1986); Cain v. Bain, 709 S.W.2d 175, 176 (Tex. 1986).

The hearing officer's decision and order is affirmed.

The true corporate name of the insurance carrier is **(a self-insured governmental entity)** and the name and address of its registered agent for service of process is

**TD  
(ADDRESS)  
(CITY), TEXAS (ZIP CODE).**

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Veronica Lopez-Ruberto  
Appeals Judge

CONCUR:

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Thomas A. Knapp  
Appeals Judge

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Margaret L. Turner  
Appeals Judge