

APPEAL NO. 031721
FILED AUGUST 14, 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 June 12, 2003. The hearing officer determined that (1) the respondent (claimant) sustained a compensable injury, including a low back injury, on _____; and (2) the claimant had disability from February 14, 2003, through the date of the hearing. The appellant (carrier) appeals on sufficiency of the evidence grounds and complains that the hearing officer did not fairly and accurately summarize the evidence in the decision and order. The claimant urges affirmance.

DECISION

Affirmed.

The hearing officer did not err in making 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, 176 (Tex. 1986).

As indicated above, the carrier asserts that the hearing officer failed to discuss and, therefore, failed to consider its evidence in reaching a decision. We note that the hearing officer is not required to detail all of the evidence in the decision and order. See Texas Workers' Compensation Commission Appeal No. 93164, decided April 19, 1993. Nothing in our review indicates that the carrier's evidence was not fully considered by the hearing officer. Indeed, we are satisfied that the hearing officer based his determinations on all of the evidence presented, as stated in the "Statement of the Evidence."

The decision and order of the hearing officer are affirmed.

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

**CT CORPORATION SYSTEM
350 NORTH ST. PAUL, SUITE 2900
DALLAS, TEXAS 75201.**

Edward Vilano
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Thomas A. Knapp
Appeals Judge