

APPEAL NO. 031776
FILED AUGUST 20, 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 (CCH) was held on May 6, 2003. The hearing officer resolved the disputed issues by deciding that the respondent (claimant) sustained a compensable mental trauma injury on _____, and that the claimant had disability beginning November 23, 2002, and continuing through January 6, 2003. The appellant (self-insured) appeals, contending that the hearing officer's decision is not supported by the evidence and is against the great weight and preponderance of the evidence. The claimant responds, requesting affirmance.

DECISION

Affirmed.

The claimant had the burden to prove that she sustained a compensable mental trauma injury and that she had disability as defined by Section 401.011(16). Conflicting evidence was presented on the disputed issues at the CCH. The hearing officer is the sole judge of the weight and credibility of the evidence. Section 410.165(a). As the finder of fact, the hearing officer resolves the conflicts in the evidence and determines what facts have been established. Although there is conflicting evidence in this case, we conclude that the hearing officer's determinations that the claimant sustained a compensable mental trauma injury and that she had disability for the time period found by the hearing officer are supported by sufficient evidence and are not so against the great weight and preponderance of the evidence as to be clearly wrong and unjust. Cain v. Bain, 709 S.W.2d 175 (Tex. 1986).

We affirm the hearing officer's decision and order.

The true corporate name of the insurance carrier is **(a political subdivision self-insured through the West Texas Educational Insurance Association)** and the name and address of its registered agent for service of process is

**SUPERINTENDENT
(ADDRESS)
(CITY) TEXAS (ZIP CODE).**

Robert W. Potts
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Edward Vilano
Appeals Judge