

APPEAL NO. 032201  
FILED OCTOBER 3, 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 July 23, 2003. The hearing officer resolved the disputed issue by deciding that the respondent's (claimant) compensable injury of \_\_\_\_\_, includes the MRI findings of the cervical spine of January 29, 2003, and the MRI findings of the lumbar spine of November 22, 2002. The appellant (carrier) appeals, contending that the hearing officer's decision is not supported by the evidence and is against the great weight of the evidence. The claimant asserts that the evidence supports the hearing officer's decision.

DECISION

Affirmed.

The claimant had the burden to prove the extent of her compensable injury. Conflicting evidence was presented on the disputed issue of whether the MRI findings of the cervical spine and the MRI findings of the lumbar spine are causally related to the claimant's compensable injury. 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 determination in favor of the claimant on the disputed issue of the extent of the claimant's compensable injury is supported by sufficient evidence and is 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 self-insured governmental entity)** and the name and address of its registered agent for service of process is

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

---

Robert W. Potts  
Appeals Judge

CONCUR:

---

Chris Cowan  
Appeals Judge

---

Margaret L. Turner  
Appeals Judge