

APPEAL NO. 040041
FILED FEBRUARY 17, 2004

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 December 15, 2003. The hearing officer determined that respondent (claimant) is entitled to supplemental income benefits (SIBs) for the fourth and fifth quarters, but that he is not entitled to SIBs for the third quarter. Appellant (carrier) appealed the determinations regarding good faith, direct result, and SIBs entitlement for the fourth and fifth quarters on sufficiency grounds. Claimant responded that the Appeals Panel should affirm the hearing officer's decision and order. The determination regarding third quarter SIBs was not appealed.

DECISION

We affirm.

Carrier contends that the hearing officer erred in determining that claimant is entitled to SIBs for the fourth and fifth quarters.¹ Carrier contends that the hearing officer should not have found claimant's evidence regarding his job searches to be credible because carrier was unable to verify the job searches. We have reviewed the complained-of determinations and conclude that the issues involved fact questions for the hearing officer. The hearing officer reviewed the record and decided what facts were established. We conclude that the hearing officer's determinations are supported by the record and are not 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).

¹ In one part of the brief carrier contends that the hearing officer awarded third quarter SIBs, but this is clearly a clerical error.

We affirm the hearing officer's decision and order.

According to information provided by carrier, the true corporate name of the insurance carrier is **TRAVELERS INDEMNITY COMPANY OF CONNECTICUT** and the name and address of its registered agent for service of process is

**CT CORPORATION
350 NORTH ST. PAUL STREET
DALLAS, TEXAS 75201.**

Judy L. S. Barnes
Appeals Judge

CONCUR:

Thomas A. Knapp
Appeals Judge

Edward Vilano
Appeals Judge