

APPEAL NO. 040831
FILED JUNE 4, 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 March 22, 2004. The hearing officer decided that: (1) the respondent (claimant) sustained a compensable fracture of the scaphoid bone in her left wrist on _____; and (2) the claimant had disability from November 21, 2003, through the date of the hearing. The appellant (self-insured) appeals these determinations on sufficiency of the evidence grounds. The file does not contain a response.

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).

The self-insured asserts that the hearing officer failed to discuss and, therefore, failed to consider its video surveillance evidence in reaching a decision in this case. 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 self-insured's exhibit was not considered by the hearing officer. Indeed, the hearing officer's decision states, "Even though all of the evidence presented was not discussed, it was considered."

The decision and order of the hearing officer 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

JG
(ADDRESS)
(CITY), TEXAS (ZIP CODE).

Edward Vilano
Appeals Judge

CONCUR:

Chris Cowan
Appeals Judge

Thomas A. Knapp
Appeals Judge