

APPEAL NO. 042472  
FILED NOVEMBER 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 August 26, 2004. The hearing officer decided that the compensable injury of \_\_\_\_\_, does not extend to include a C4-5 bulging disc or an injury to the lumbar spine. The appellant (claimant) has appealed on evidentiary grounds, asserting that the entire right side of his body was injured when a forklift carrying boxes of beer struck him. The respondent (carrier) responded, urging affirmance.

DECISION

Affirmed.

We have reviewed the complained-of determination and conclude that the issue involved a question of fact for the hearing officer to resolve. The hearing officer reviewed the record and decided what facts were established. We conclude that the hearing officer's determination is supported by the record and is 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).

We affirm the hearing officer's decision and order.

The true corporate name of the insurance carrier is **TRAVELERS INDEMNITY COMPANY** and the name and address of its registered agent for service of process is

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

---

Veronica L. Ruberto  
Appeals Judge

CONCUR:

---

Judy L. S. Barnes  
Appeals Judge

---

Thomas A. Knapp  
Appeals Judge