

No. **DWC - 12 - 0181**

OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF WORKERS' COMPENSATION

Date: **OCT 19 2012**

Subject Considered:

WAYNE A. SOIGNIER, M.D.
400 S. Old Highway 81, Bldg. A1
Kyle, Texas 78640-5420

NUNC PRO TUNC ORDER
TDI ENFORCEMENT FILE NO. 238

General remarks and official action taken:

The commissioner of workers' compensation considers the matter of whether Official Order No. DWC-12-0173 should be revised to correct a clerical error.

The commissioner of workers' compensation has plenary power to correct an order which contains a clerical error due to inadvertence or mistake at any time by the entry of a *nunc pro tunc* order. *Railroad Comm'n v. McClain*, 356 S.W.2d 330, 334 (TEX. CIV. APP.—Austin 1962, no writ). Correction of a clerical error is not a substantive change in the order. *In re Ward*, 137 S.W.3d 910, 913 (TEX.APP.—Texarkana 2004, no pet.).

On October 17, 2012, Official Order No. DWC-12-0173 was entered. Soon after issuance, it was discovered that Dr. Soignier's Texas Medical License number was identified as F9665. The license number should have read G9665.

Based upon the clerical error, IT IS ORDERED by the commissioner of workers' compensation that Page 1 of Official Order No. DWC-12-0173 is corrected to reflect G9665 as Dr. Soignier's Texas Medical License number.

Entry of this order does not nullify or supersede in any way the Findings of Fact, Conclusions of Law or sanctions imposed in Official Order No. DWC-12-0173.


Rod Bordelon **005**
Commissioner of Workers' Compensation