

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

DANNY WEIR,
Claimant,

vs.

SHADE TREE SERVICE CO.,
Employer,

and

UNITED STATES FIRE
INSURANCE CO.,
Insurance Carrier,
Defendants.

File No. 5039427

APPEAL

DECISION

FILED

FEB 25 2015

WORKERS' COMPENSATION

Head Note Nos.: 1804; 1806

Claimant Danny Weir appeals from an arbitration decision filed March 18, 2014. The case was heard on February 12, 2014, and it was considered fully submitted on February 26, 2014, in front of the deputy workers' compensation commissioner. The deputy commissioner awarded claimant a 30 percent industrial disability. Claimant asserts on appeal that the deputy commissioner erred in not awarding claimant permanent total disability. Defendants assert that the findings of the deputy commissioner should be affirmed on appeal. The detailed arguments of the parties have been considered and the record of evidence has been reviewed de novo.


Pursuant to Iowa Code sections 86.24 and 17A.5, I affirm and adopt as the final agency decision those portions of the proposed arbitration decision filed on March 18, 2014, that relate to issues properly raised on intra-agency appeal without additional comment.

ORDER

IT IS THEREFORE ORDERED that the arbitration decision of March 18, 2014, is AFFIRMED.

Defendants shall pay the costs of the appeal, including the preparation of the hearing transcript.

Signed and filed this 23th day of February, 2015.



JOSEPH S. CORTESE II
WORKERS' COMPENSATION
COMMISSIONER

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