

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

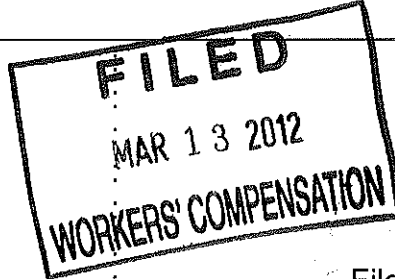
JASON KNOLLINGER,  
Claimant,

vs.

MEDIACOM, LLC,  
Employer,

and

THE TRAVELERS  
Insurance Carrier,  
Defendants.



File No. 5036041

ARBITRATION  
DECISION

Head Note No.: 1400

STATEMENT OF THE CASE

This is a contested case proceeding under Iowa Code chapters 85 and 17A. Claimant, Jason Knollinger, claims to have sustained a work injury in the employ of Mediacom, LLC., employer, and Travelers Indemnity Co., insurance carrier, and now seeks benefits under the Iowa Workers' Compensation Act.

The case was scheduled for hearing in Des Moines, Iowa, on March 13, 2012. Knollinger failed to appear and offer evidence. Defendant appeared, but did not offer evidence. The record was closed.

ISSUE

All issues are in dispute, including liability generally.

FINDINGS OF FACT

Absent any record evidence, no findings of fact can be made.

CONCLUSIONS OF LAW

The burden of proof in an administrative proceeding is on the party asserting the affirmative of any issue; that is, "on the party who would suffer loss if the issue were not established." Wonder Life Co. v. Liddy, 207 N.W.2d 27 (Iowa 1973).

Claimant has the burden of proving entitlement to the relief sought. That burden has not been met.

ORDER

THEREFORE, IT IS ORDERED:

Claimant takes nothing.

Costs are taxed to claimant.

Signed and filed this 13<sup>th</sup> day of March, 2012.



STAN MCELDERRY  
DEPUTY WORKERS' COMPENSATION  
COMMISSIONER

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**Right to Appeal:** This decision shall become final unless you or another interested party appeals within 20 days from the date above, pursuant to rule 876-4.27 (17A, 86) of the Iowa Administrative Code. The notice of appeal must be in writing and received by the commissioner's office within 20 days from the date of the decision. The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday. The notice of appeal must be filed at the following address: Workers' Compensation Commissioner, Iowa Division of Workers' Compensation, 1000 E. Grand Avenue, Des Moines, Iowa 50319-0209.