

BEFORE THE IOWA WORKERS' COMPENSATION COMMISSIONER

RHONDA HENRY,

Claimant,

vs.

TYSON FOODS, INC.,

Employer,
Self-Insured,
Defendant.

.....

File No. 5067929

ORDER

N U N C P R O T U N C

Claimant filed a motion for order nunc pro tunc. The motion is considered.

The arbitration decision in this case was filed on December 7, 2020. The record in this case indicates claimant's job as a "skinner operator" required claimant to hook and pull approximately 4,800 culottes per day. (Exhibit A, page 9; Transcript pages 32-33)

On page seven of the arbitration decision the undersigned incorrectly calculated the highly repetitive activity of claimant's job over a period of a week and a year. For this reason, the last sentence in the second full paragraph of page seven of the decision that reads:

"This would result in claimant pulling and moving pieces of meat approximately 192,000 times per week, and approximately 9,984,000 times per year."


is incorrect and is stricken from the decision.

ORDER

Therefore, it is ordered claimant's motion is granted, and the arbitration decision is modified as detailed above.

The decision remains the same in all other respects.

Signed and filed this 18th day of December, 2020.



JAMES F. CHRISTENSON
DEPUTY WORKERS'
COMPENSATION COMMISSIONER

HENRY V. TYSON FOODS, INC.

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The parties have been served, as follows:

Dennis McElwain (via WCES)

Jason Wiltfang (via WCES)