

20-0216

STATE OF WEST VIRGINIA
WORKERS' COMPENSATION BOARD OF REVIEW

MWWP PLLC

FEB 24 2020

RECEIVED

JOE D. BARGANSKI,
Appellant/Appellee

Appeal No. 2054671
JCN: 2018005926
DOI 09/01/2017

v,
CENTRE FOUNDRY & MACHINE COMPANY,
Appellant/Appellee

ORDER

The following case is an appeal by the claimant and an appeal by the employer from a final order of the Workers' Compensation Office of Judges dated September 26, 2019, which addressed the claims administrator's orders dated December 18, 2017; February 8, 2018; and March 18, 2018.

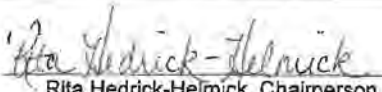
The Workers' Compensation Board of Review has completed a thorough review of the record, briefs, and arguments. As required, the Workers' Compensation Board of Review has evaluated the decision of the Office of Judges in light of the standard of review contained in West Virginia Code § 23-5-12, as well as the applicable statutory language as interpreted by the West Virginia Supreme Court of Appeals.

Upon our review of this case, we have determined to affirm the decision of the Office of Judges. The Board adopts the findings of fact and conclusions of law of the Administrative Law Judge's Decision dated September 26, 2019, which relate to the issue on appeal, and the same are incorporated herein by reference, made a part hereof, and are ratified, confirmed and approved.

Accordingly, it is ORDERED that the final order of the Workers' Compensation Office of Judges dated September 26, 2019, is hereby AFFIRMED.

From any final decision of the Board, including any order of remand, an application for review may be prosecuted by any party to the Supreme Court of Appeals within thirty days from the date of this order. The appeal shall be filed with Edythe Nash Gaiser, Clerk of the West Virginia Supreme Court of Appeals, 1900 Kanawha Boulevard, East, Charleston, West Virginia 25305.

DATED: FEBRUARY 20, 2020



Rita Hedrick-Helmick, Chairperson

cc: JOE D. BARGANSKI
J. ROBERT WEAVER
CENTRE FOUNDRY & MACHINE COMPANY
ALYSSA SLOAN
BRICKSTREET INSURANCE