COURT OF APPEALS OF VIRGINIA

Present: Judges Elder, Felton and Senior Judge Willis

BELINDA L. ANDERSON

v. Record No. 1350-05-1

MEMORANDUM OPINION^{*} PER CURIAM SEPTEMBER 27, 2005

VIRGINIA BEACH (CITY OF) SCHOOL BOARD AND COMPMANAGEMENT, INC.

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Sidney H. Kelsey, Jr., on brief), for appellant.

(George J. Dancigers; Karen E. Daily; McKenry, Dancigers, Dawson & Lake, on brief), for appellees.

Belinda L. Anderson (claimant) appeals a decision of the Workers' Compensation

Commission finding that she failed to prove total disability after February 11, 2004, as a result of her compensable April 9, 2003 injury by accident. Pursuant to Rule 5A:21(b), Virginia Beach (City of) School Board raises the additional question of whether the commission erred in finding that claimant proved she injured her right elbow in her compensable April 9, 2003 injury by accident. We have reviewed the record and the commission's opinion and find that this appeal is without merit. Accordingly, we affirm for the reasons stated by the commission in its final opinion. <u>See Anderson v. Virginia Beach (City of) School Board</u>, VWC File No. 214-84-67 (May 4, 2005). We dispense with oral argument and summarily affirm because the facts and legal contentions are adequately presented in the materials before the Court and argument would not aid the decisional process. See Code § 17.1-403; Rule 5A:27.

Affirmed.

^{*} Pursuant to Code § 17.1-413, this opinion is not designated for publication.