

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

SHANE NULL,)	No. ED100191
)	
Respondent,)	Appeal from the Labor and
)	Industrial Relations Commission
vs.)	
)	
NEW HAVEN CARE CENTER, INC.,)	
)	
Appellant,)	
and)	
)	
TREASURER OF MISSOURI AS)	
CUSTODIAN OF THE SECOND)	
INJURY FUND,)	
)	
Respondent.)	FILED: March 18, 2014

New Haven Care Center, Inc. and Missouri Nursing Home Insurance Trust (“Employer”) appeal from a final award issued by the Labor and Industrial Relations Commission (“Commission”) finding Shane Null (“Null”) permanently and totally disabled as a result of a work injury. The Commission found that Null’s permanent and total disability was caused by his last work injury alone, and therefore denied Null’s claim against the Second Injury Fund. On appeal, Employer challenges the Commission’s finding that Null’s permanent and total disability resulted from the last accident alone, thereby relieving the Second Injury Fund of any liability. Employer also challenges the Commission’s award of future medical treatment benefits.

AFFIRMED.

Division III Holds: Because the Commission’s decision is supported by competent and substantial evidence, we affirm the Commission’s award. We dismiss point three of Employer’s appeal for failure to comply with the requirements of Rule 84.04.

Opinion by: Kurt S. Odenwald, J., Mary K. Hoff, P.J., and Angela T. Quigless, J., Concur.

Attorney for Appellants: Paul D. Huck and Martin A. Klug

Attorney for Respondent – Shane Null: Dean L. Christianson

Attorney for Respondent – Second Injury Fund: Chris Koster and M. Jennifer Sommers

THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.
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