

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

NORTHERN DIVISION

DAPHNE PENNEWELL,)	No. ED98706
)	
Claimant/Respondent,)	
)	Appeal from the Labor and
vs.)	Industrial Relations Commission
)	
HANNIBAL REGIONAL HOSPITAL,)	
)	
)	
Employer/Appellant.)	Filed: January 29, 2013

Hannibal Regional Hospital (“Hannibal Regional”) appeals the decision of the Labor and Industrial Relations Commission (“Commission”) affirming the award and decision of the Administrative Law Judge (“ALJ”) awarding disability benefits to Daphne Pennewell.

AFFIRMED.

Northern Division Holds: The Commission did not err in finding Pennewell permanently and totally disabled and awarding future medical treatment, because (1) the Commission used the correct legal standard under Section 287.800 RSMo (Cum. Supp. 2005), in that it strictly construed the language of the statute and impartially weighed the evidence; (2) the award of permanent and total disability was supported by competent and substantial evidence; and (3) the award of future medical treatment was supported by substantial and competent evidence.

Opinion by: Robert M. Clayton III, P.J.
Glenn A. Norton, J. and Roy L. Richter, J., concur.

Attorney for Appellant: Robert J. Bassett, Lisa A. Larkin

Attorneys for Respondent: John B. Morthland

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
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