

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

September 5, 1996

**Cecil W. Crowson
Appellate Court Clerk**

MART E. KOBECK, ()
()
Plaintiff-Appellee, ()
()
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()
()
v. () Lawrence Circuit
() No. C-13695
()
() S.Ct. No. 01S01-9511-CV-00207
MURRAY, INC., ()
()
Defendant-Appellant. () AFFIRMED AND REMANDED.

JUDGMENT ORDER

This case is before the Court upon motion for review pursuant to Tenn. Code Ann. § 50-6-225(e)(5)(B), the entire record, including the order of referral to the Special Workers' Compensation Appeals Panel, and the Panel's Memorandum Opinion setting forth its findings of fact and conclusions of law, which are incorporated herein by reference;

Whereupon, it appears to the Court that the motion for review is not well taken and should be denied; and

It is, therefore, ordered that the Panel's findings of fact and conclusions of law are adopted and affirmed, and the decision of the Panel is made the judgment of the Court.

Costs will be paid by the defendant-appellant and surety, for which execution may issue if necessary.

IT IS SO ORDERED this 5th day of September, 1996.

PER CURIAM

Drowota, J. - Not participating.