

COURT OF APPEALS OF VIRGINIA

Present: Chief Judge Felton, Judge Elder and Senior Judge Willis

BARBER & ROSS COMPANY AND
LIBERTY MUTUAL FIRE INSURANCE COMPANY

v. Record No. 0004-06-4

MIRSAD KAJGANIC

MEMORANDUM OPINION*
PER CURIAM
MAY 2, 2006

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Roger L. Williams; John T. Cornett, Jr.; Williams & Lynch, on
brief), for appellants.

(Metin A. Cay; Swiger & Cay, on brief), for appellee.

Barber & Ross Company and its insurer appeal a decision of the Workers' Compensation Commission finding that (1) Mirsad Kajganic sustained a compensable injury by accident on July 8, 2003; and (2) his claim was not barred by his failure to follow medical restrictions. 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. See Kajganic v. Barber & Ross Co., et al., VWC File No. 215-03-29 (Dec. 7, 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.