

COURT OF APPEALS OF VIRGINIA

Present: Judges Elder, Beales and Senior Judge Annunziata

ROXANNE POTTER

v. Record No. 0102-11-3

ITT NIGHT VISION AND
INDEMNITY INSURANCE COMPANY
OF NORTH AMERICA

MEMORANDUM OPINION*
PER CURIAM
JUNE 7, 2011

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Roxanne Potter, *pro se*, on brief).

(Linda D. Frith; Frith Anderson & Peake, PC, on brief), for
appellees.

Roxanne Potter appeals a decision of the Workers' Compensation Commission. She contends the commission (1) overlooked the fact that complex regional pain syndrome/reflex sympathetic dystrophy (CRPS/RSD) affects her speech, but not her memory; (2) overlooked the fact that CRPS/RSD begins with trauma; (3) overlooked the fact that medical evidence from Dr. Marc Swanson established her trauma occurred in ITT Night Vision's (employer) parking lot; (4) overlooked the fact that medical evidence from Dr. James Chandler established her trauma was caused by stepping into a hole in employer's parking lot; (5) overlooked the significance of the evidence from Breland M. Joines, PA-C and Dr. David Keilman that she had shooting pain indicating nerve damage; (6) overlooked medical evidence from Dr. Swanson that CRPS/RSD resulted from nerve damage she sustained in the employer's parking lot on December 11, 2008; (7) overlooked the fact that employer's witness was the "wrong man";

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

(8) erred in failing to properly enter evidence she provided into the record; (9) erred in failing to consider photographs she labeled with arrows pointing to the location where her accident occurred; (10) erred in overlooking the disabilities appellant suffers as a result of her CRPS/RSD; (11) erred in overlooking evidence from the United States Environmental Protection Agency detailing the condition of employer's parking lot; (12) overlooked evidence from United States Attorney John Brownlee detailing the many problems involved with conducting an investigation of employer; (13) failed to consider excerpts from the book she authored entitled How to Understand a Person with Complex Regional Pain Syndrome/ Reflex Sympathetic Dystrophy; and (14) was partial and discriminated against her because she has CRPS/RSD. We have reviewed the record and the commission's opinion and find that this appeal is without merit.¹ Accordingly, we affirm for the reasons stated by the commission in its final opinion. See Potter v. ITT Night Vision, VWC File No. VA000-0004-7064 (Nov. 30, 2010). 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.

¹ Because we are affirming the commission's decision on the merits, we need not address employer's motion to dismiss for failure to comply with Rule 5A:25.