

COURT OF APPEALS OF VIRGINIA

Present: Judges Elder, Beales and Senior Judge Annunziata

THOMAS MITCHELL STROUPE

v. Record No. 0697-10-4

CAMPCO, INC. AND
AIG CASUALTY COMPANY (AIU INSURANCE COMPANY)

MEMORANDUM OPINION*
PER CURIAM
AUGUST 31, 2010

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(George Warren Shanks; Michael William Helm; Miller, Earle & Shanks, PLLC, on briefs), for appellant.

(John H. Carstens; Jamie M. Keenan; Jordan Coyne & Savits, L.L.P., on brief), for appellees.

Thomas Mitchell Stroupe (claimant) appeals a decision of the Workers' Compensation Commission. On appeal, claimant contends the commission erred in (1) concluding he was not qualified to receive permanent total disability benefits pursuant to Code § 65.2-503(C); (2) finding claimant was capable of maintaining gainful employment with his right arm; (3) ruling claimant was required to show total impairment of his right arm; (4) disregarding the opinion of a vocational expert who concluded claimant was totally incapacitated; and (5) rejecting the medical opinion of claimant's primary physician in favor of employer's physician. 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 Stroupe v. Campco, Inc., VWC File No. 198-36-00 (Mar. 10, 2010). We dispense with oral argument and summarily affirm because the facts and legal contentions are adequately

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

presented in the materials before the Court and argument would not aid the decisional process.

See Code § 17.1-403; Rule 5A:27.

Affirmed.