

COURT OF APPEALS OF VIRGINIA

Present: Chief Judge Felton, Judge Kelsey and Senior Judge Clements

CHARLES SMITH

v. Record No. 0706-12-2

LEWIS TREE SERVICE AND
AMERICAN ZURICH INSURANCE COMPANY

MEMORANDUM OPINION*
PER CURIAM
SEPTEMBER 4, 2012

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Charles Smith, *pro se*, on brief).

(Frederick T. Schubert, II; Angela F. Gibbs; Midkiff, Muncie &
Ross, on brief), for appellees.

Charles Smith appeals a decision of the Workers' Compensation Commission finding that he did not prove that he suffered a compensable injury by accident. 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 Smith v. Lewis Tree Serv., VWC File No. JCN VA000-0027-3486 (Feb. 24, 2012). 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.