

COURT OF APPEALS OF VIRGINIA

Present: Judges Haley, Millette and Senior Judge Coleman

PILGRIMS PRIDE CORPORATION AND
ZURICH AMERICAN INSURANCE COMPANY

v. Record No. 0949-08-4

ANGELICA PIZANO-MURILLO

MEMORANDUM OPINION*
PER CURIAM
AUGUST 12, 2008

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Kristin A. Zech; Wharton, Aldhizer & Weaver, P.L.C., on brief), for
appellants.

(George L. Townsend; The Chandler Law Group, on brief), for
appellee.

Pilgrims Pride Corporation and its insurer (hereinafter referred to as “employer”) appeal a decision of the Workers’ Compensation Commission finding that (1) employer failed to prove Angelica Pizano-Murillo’s (claimant) October 24, 2006 work-related injury was the result of her willful misconduct and violation of a known safety rule¹; and (2) claimant proved entitlement to temporary total disability benefits from November 7, 2006 through November 27, 2006. 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 Pizano-Murillo v. Pilgrims Pride Corp., VWC File No. 231-30-01 (Mar. 18, 2008). 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.

¹ The commission also ruled that “[e]ven assuming *arguendo* that the claimant knew of a safety rule, the employer did not routinely enforce any rule.”

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

See Code § 17.1-403; Rule 5A:27.

Affirmed.