

COURT OF APPEALS OF VIRGINIA

Present: Judges Elder, Beales and Senior Judge Annunziata

JUDI MALEC-DIGIOIA

v. Record No. 1140-10-4

BATTELLE MEMORIAL INSTITUTE AND  
FEDERAL INSURANCE COMPANY

MEMORANDUM OPINION\*  
PER CURIAM  
OCTOBER 12, 2010

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Judi Malec-DiGioia, *pro se*, on brief).

No brief for appellees.

Judi Malec-DiGioia appeals a decision of the Workers' Compensation Commission finding she failed to prove she injured both of her hips, her left shoulder, and her left elbow in a compensable work accident. She contends the commission erred in (1) relying on a physician's treatment notes because the notes failed to accurately describe the extent of her injuries or reasons for her visits; (2) denying her request to add treatment notes from her physical therapist to the record after the conclusion of the hearing before the commission; and (3) denying claimant long-term coverage for work-related injuries when the carrier previously approved treatment for those same injuries. 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 Malec-DiGioia v. Battelle Memorial Inst., VWC File No. 236-88-24 (Apr. 28, 2010). We dispense with oral argument and summarily affirm because the facts and

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

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.<sup>1</sup>

Affirmed.

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<sup>1</sup> We also deny the motion to dismiss and motion for an extension of time to file a brief filed by appellees.