

COURT OF APPEALS OF VIRGINIA

Present: Judges Frank, Alston and Senior Judge Coleman

ANTHONY LAWRENCE FALCONE

v. Record No. 1244-11-4

THE WASHINGTON POST

MEMORANDUM OPINION*
PER CURIAM
NOVEMBER 1, 2011

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Julie H. Heiden; M. Thomas McWeeny; Koonz, McKenney,
Johnson, DePaolis & Lightfoot, L.L.P., on brief), for appellant.

(William H. Schladt; Godwin, Erlandson, MacLaughlin, Vernon &
Daney, LLC, on brief), for appellee.

Anthony Lawrence Falcone (claimant) appeals a decision of the Workers' Compensation Commission finding he was not entitled to any award of permanent partial disability due to a 2008 injury to his right shoulder. Claimant contends the commission erred by holding he was not entitled to the five percent permanent partial disability rating to his right shoulder and finding he did not suffer a five percent partial disability increase in his right shoulder. 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 Lawrence v. The Washington Post, JCN 239-64-25 (June 7, 2011). 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.