

COURT OF APPEALS OF VIRGINIA

Present: Judges Kelsey, Petty and Senior Judge Bumgardner

KEVIN MICHAEL COLBURN

v. Record No. 1269-10-4

E. C. ERNST, INC. AND  
HARTFORD INSURANCE COMPANY  
OF THE MIDWEST

MEMORANDUM OPINION\*  
PER CURIAM  
OCTOBER 12, 2010

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

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

(Francis H. Foley; Law Office of Jonathan P. Jester, on brief), for  
appellees.

Kevin Michael Colburn appeals a decision of the Workers' Compensation Commission finding he failed to adequately market his residual work capacity. We have reviewed the record and the commission's opinion and find this appeal is without merit. Accordingly, we affirm for the reasons stated by the commission in its final opinion. See Colburn v. E C Ernst, Inc., VWC File No. 236-46-16 (May 27, 2010). 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.

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