

COURT OF APPEALS OF VIRGINIA

Present: Chief Judge Fitzpatrick, Judges Frank and Clements

E.I.T., INC. AND
CHUBB INDEMNITY INSURANCE CO.

v. Record No. 2141-04-4

PRISCILLA G. THOMAS

MEMORANDUM OPINION*
PER CURIAM
FEBRUARY 1, 2005

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Robert C. Baker, Jr.; Dobbs & Baker, on brief), for appellants.

(Andrew S. Kasmer; Chasen & Boscolo, on brief), for appellee.

E.I.T. Inc. and its insurer (hereinafter referred to as employer) appeal a decision of the Workers' Compensation Commission finding that Priscilla G. Thomas proved that she did not unjustifiably refuse employer's offer of selective employment. We have reviewed the record and the commission's opinion and find no reversible error. Accordingly, we affirm for the reasons stated by the commission in its final opinion. See Thomas v. E.I.T. Inc., VWC File No. 210-53-09 (Aug. 31, 2004). 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.