

COURT OF APPEALS OF VIRGINIA

Present: Judges Elder, Beales and Senior Judge Annunziata

ANA RUTH ARAUJO DEACEVEDO

v. Record No. 2465-11-4

HEALTHCARE SERVICE GROUP, INC. AND
ZURICH AMERICAN INSURANCE COMPANY

MEMORANDUM OPINION*
PER CURIAM
MAY 8, 2012

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Ana Ruth Araujo DeAcedo, *pro se*, on brief).

(Dana L. Plunkett; Midkiff, Muncie, and Ross, P.C., on brief), for
appellees.

Ana Ruth Araujo DeAcedo appeals a decision of the Workers' Compensation Commission finding that appellant failed to carry her burden of proving a change in her condition, the need for any surgery, or any additional disability resulting from the accident. We have reviewed the record and the commission's opinion and find that this appeal is without merit.¹ Accordingly, we affirm for the reasons stated by the commission in its final opinion. See DeAcedo v. Healthcare Service Grp., Inc., VWC File No. 2376115 (Nov. 9, 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.

¹ On February 29, 2012, appellees filed a motion to dismiss, arguing that appellant failed to file timely her opening brief. Appellant filed a response in objection thereto. Appellant's opening brief was due February 21, 2012. Appellant filed an opening brief on February 17, 2012 and an amended brief on February 28, 2012. Neither brief complied with Rules 5A:4, 5A:20, and 5A:24. Considering our ruling herein, the motion to dismiss is denied.