

COURT OF APPEALS OF VIRGINIA

Present: Judges Frank, McClanahan and Senior Judge Willis

TRANS WORLD AIRLINES, INC. AND  
INSURANCE COMPANY OF THE  
STATE OF PENNSYLVANIA

v. Record No. 2546-06-4

ROGER M. MALICK

MEMORANDUM OPINION\*  
PER CURIAM  
FEBRUARY 27, 2007

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Jimese Pendergraft Sherrill; Jordan Coyne & Savits, L.L.P., on  
briefs), for appellants.

(Wesley G. Marshall, on brief), for appellee.

Trans World Airlines, Inc. and its insurer appeal a decision of the Workers' Compensation Commission finding that Roger M. Malick proved he suffered an aggravation of his original March 9, 1999 compensable injury by accident rather than a new injury by accident in January 2004. 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 Malick v. Trans World Airlines, Inc., VWC File No. 194-96-90 (Sept. 6, 2006). 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.