

COURT OF APPEALS OF VIRGINIA

Present: Judge McClanahan, Senior Judges Coleman and Annunziata

WALKER SEAL COMPANIES, INC. AND  
THE HARTFORD INSURANCE COMPANY

v. Record No. 2865-05-4

BRIAN R. HADFIELD

MEMORANDUM OPINION\*  
PER CURIAM  
MAY 2, 2006

FROM THE VIRGINIA WORKERS' COMPENSATION COMMISSION

(Roger L. Williams; John T. Cornett, Jr.; Williams & Lynch, on  
briefs), for appellants.

(Peter J. Jones, on brief), for appellee.

Walker Seal Companies, Inc. and its insurer appeal a decision of the Workers' Compensation Commission finding that (1) Brian R. Hadfield's (claimant) claim for his C5-6 injury was not barred by Code § 65.2-601;<sup>1</sup> and (2) claimant's disability and wage loss were causally related to his compensable injury by accident.<sup>2</sup> 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 Hadfield v. Walker Seal Companies,

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

<sup>1</sup> Because we summarily affirm the commission's finding that claimant's claim for his C5-6 injury was included as part of his original claim and not barred by Code § 65.2-601, we need not address the additional question raised by claimant pursuant to Rule 5A:21(b) as to whether the increased herniation to C5-6 following his surgery at C6-7 was a compensable consequence of his original C6-7 injury, and therefore, constituted a change in condition governed by the limitations period contained in Code § 65.2-708.

<sup>2</sup> On appeal, employer does not challenge the commission's findings that claimant's application for permanent partial disability benefits was timely filed and that claimant had reached maximum medical improvement. Accordingly, those findings are binding and conclusive upon us.

Inc. et al., VWC File No. 203-83-68 (Nov. 3, 2005). 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.