

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

DAVID S. GEORGIADES,)
)
 Claimant,)
)
 v.)
)
 IDAHO DEPARTMENT OF)
 ENVIRONMENTAL QUALITY,)
)
 Employer,)
)
 and)
)
 STATE INSURANCE FUND,)
)
 Surety,)
 Defendants.)
 _____)

IC 02-013881

**ORDER DENYING
RECONSIDERATION**

Filed October 10, 2006

On July 27, 2006, Claimant filed a Motion for Reconsideration of the Commission’s July 7, 2006, decision in the above-referenced case. Claimant contends that several findings of fact are erroneous and their correction would warrant a different outcome in the case. Defendants respond that Claimant’s arguments are not persuasive and, as a result, his motion should be denied.

The Commission is not persuaded by Claimant’s arguments. His motion amounts to little more than a request to reweigh the evidence. The testimony and evidence relating to Dr. Holt, Dr. Hoopes, and Claimant was weighed together with other aspects of the record.

The cause or causes of a claimant’s disability is a question of fact to be determined by the Commission in light of all the circumstances. *Thom v. Callahan*, 97 Idaho 151, 155, 540 P.2d 1330, 1334 (1975). The Commission carefully examined and weighed the evidence and arguments of the parties before rendering its original decision. The Commission’s decision is

fully supported by the record.

Accordingly, Claimant's Motion for Reconsideration should be, and is hereby, DENIED.

DATED this __10th__ day of __October____, 2006.

INDUSTRIAL COMMISSION

/s/ _____
Thomas E. Limbaugh, Chairman

James F. Kile, Commissioner

/s/ _____
R.D. Maynard, Commissioner

ATTEST:

/s/ _____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the __10th__ day of ____October____, 2006, a true and correct copy of the foregoing **ORDER DENYING RECONSIDERATION** was served by regular United States mail upon each of the following persons:

W BRECK SEINIGER
942 MYRTLE ST
BOISE ID 83702

GARDNER W SKINNER
PO BOX 359
BOISE ID 83701-0359

kas

/s/ _____