

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

ROBERT D. THORNTON, )  
 )  
 Claimant, )  
 )  
 v. )  
 )  
 FRED TURK, dba )  
 TURK CONSTRUCTION, )  
 )  
 Employer, )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

**IC 2005-003009**

**ORDER DENYING  
RECONSIDERATION**

Filed April 10, 2007

On March 12, 2007, Defendant filed a request for the Commission to reconsider its decision issued on March 2, 2007 determining that Claimant was an employee of Defendant at the time of his industrial accident. Defendant basically disputes the findings of fact in this matter. Claimant has filed no response to Defendant's pleading.

After a thorough review of Defendant's motion, it is apparent that Defendant is merely attempting to reargue factual points already made to the Commission before the decision was issued. These arguments were unpersuasive then, and remain so now.

More importantly, the decision of the Commission carefully analyzed Claimant's entire work situation in this matter. The record fully supports the findings and conclusions of the Commission. Defendant's arguments are without merit.

Accordingly, the motion for reconsideration should be, and is hereby, DENIED.

DATED this 10<sup>th</sup> day of April, 2007.

INDUSTRIAL COMMISSION

\_\_\_\_\_  
/s/ James F. Kile, Chairman

\_\_\_\_\_/s/\_\_\_\_\_  
R.D. Maynard, Commissioner

\_\_\_\_\_/s/\_\_\_\_\_  
Thomas E. Limbaugh, Commissioner

ATTEST:

\_\_\_\_\_/s/\_\_\_\_\_  
Assistant Commission Secretary

**CERTIFICATE OF SERVICE**

I hereby certify that on the 10<sup>th</sup> day of \_\_April\_\_\_\_\_, 2007 a true and correct copy of **Order Denying Reconsideration** was served by regular United States Mail upon each of the following persons:

BRUCE D SKAUG  
1226 E KARCHER ROAD  
NAMPA ID 83687-3075

SCOTT ROSE  
300 W MAIN ST STE 153  
BOISE ID 83702

cjh

\_\_\_\_\_/s/\_\_\_\_\_  
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