

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

LEE JONES,)	
)	
Claimant,)	IC 2002-508902
)	
v.)	
)	
STAR FALLS)	ORDER ON
TRANSPORTATION, INC.,)	RECONSIDERATION
)	
Employer,)	
)	Filed June 4, 2007
)	
STATE INSURANCE FUND,)	
)	
Surety,)	
)	
Defendants.)	
_____)	

On April 18, 2007, Claimant filed a Motion for Reconsideration of the Commission’s April 12, 2007, decision in the above-referenced case. Claimant requests that the Commission reconsider (1) Surety’s requirement to provide medical care in Florida, (2) clear statutory language concerning mileage reimbursement, (3) heightened duties to special-situation claimants, (4) reimbursement for hotels and meals, and (5) attorney fees. Defendants respond that Claimant has provided no new legal argument in support of his motion and, as a result, the Commission’s decision should not be disturbed.

In the present case, the Commission conducted a thorough review of the evidence and considered the arguments of the parties prior to rendering its original decision. Although Claimant states several issues that he believes the Commission should reconsider, he fails to provide any legal argument or analysis in support of his request. Essentially, he provides nothing for the Commission to reconsider. “It is axiomatic that a claimant must present to the

Commission new reasons factually and legally to support a hearing on [his] Motion for Rehearing/Reconsideration rather than rehashing evidence previously presented.” *Curtis v. M.H. King Co.*, 142 Idaho 383, 388, 128 P.3d 920, 925, (2005). Furthermore, the Commission’s decision is supported by the record.

Therefore, Claimant’s motion should be, and is hereby, DENIED.

DATED this _4th___ day of _June_____, 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 _4th_ day of ____June____, 2007, a true and correct copy of the foregoing **Order Denying Reconsideration** was served by regular United States Mail upon each of the following persons:

SCOTT ROSE
300 W MAIN ST STE 153
BOISE ID 83702

MAX M SHEILS JR
P O BOX 388
BOISE ID 83701

kas

____/s/_____