

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

KARL D. BANKSTON,

Claimant,

v.

TJT, INC.,

Employer,

and

ADVANTAGE WORKERS COMPENSATION  
INSURANCE COMPANY,

Surety,

Defendants.

**IC 2018-010096**

**ORDER**

**Filed June 19, 2020**

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Pursuant to Idaho Code § 72-717, Referee Brian Harper submitted the record in the above entitled matter, together with his recommended findings of fact and conclusion of law, to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with this recommendation.

Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusion of law as its own.

Based upon the foregoing, IT IS HEREBY ORDERED that:

1. Claimant has failed to prove by a preponderance of the evidence that he suffered an unexpected, undesigned, and unlooked for mishap or untoward event, connected with his

employment, which can be reasonably located as to time when and place where it occurred, causing an injury.

2. The Commission does not decide whether Claimant has a timely or meritorious occupational disease claim.

3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all matters adjudicated.

DATED this the 19<sup>th</sup> day of June, 2020.

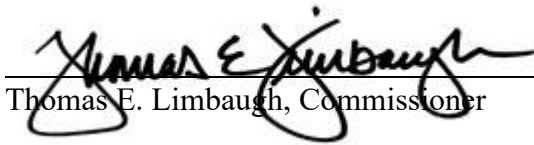
INDUSTRIAL COMMISSION



Thomas P. Baskin, Chairman



Aaron White, Commissioner



Thomas E. Limbaugh, Commissioner

ATTEST:

  
Commission Secretary



CERTIFICATE OF SERVICE

I hereby certify that on the 19<sup>th</sup> day of June, 2020, a true and correct copy of the foregoing **ORDER** was served by email transmission upon each of the following:

CURTIS MCKENZIE  
[cdm@mcklawid.com](mailto:cdm@mcklawid.com)

MICHAEL MCPEEK  
[mmcpeek@gardnerlaw.net](mailto:mmcpeek@gardnerlaw.net)



jsk