

Automobile Injury Compensation Appeal Commission

**IN THE MATTER OF an Appeal by [the Appellant]
AICAC File No.: AC-04-68**

PANEL: Ms Yvonne Tavares

APPEARANCES: The Appellant, [text deleted], was not present at the appeal hearing;
Manitoba Public Insurance Corporation ('MPIC') was represented by Ms Danielle Robinson.

HEARING DATE: January 27, 2010

ISSUE(S): Entitlement to Permanent Impairment Benefits

RELEVANT SECTIONS: Sections 127 and 129 of The Manitoba Public Insurance Corporation Act ('MPIC Act')

AICAC NOTE: THIS DECISION HAS BEEN EDITED TO PROTECT THE PERSONAL HEALTH INFORMATION OF INDIVIDUALS BY REMOVING PERSONAL IDENTIFIERS AND OTHER IDENTIFYING INFORMATION.

Reasons For Decision

The Appellant, [text deleted], is appealing two Internal Review Decisions, the first dated January 29, 2004 and the second dated January 11, 2008, with regards to the assessment of permanent impairment benefits for bodily injuries which she sustained in the motor vehicle accident of October 24, 2000. An appeal hearing was held on January 27, 2010. The Appellant did not attend the hearing or provide any submissions to the Commission in support of her appeal.

Upon a consideration of the totality of the evidence before it, the Commission finds that the Appellant has not established, on a balance of probabilities, that she is entitled to further permanent impairment benefits for her left lower limb. Having reviewed all of the medical

information on the Appellant's file, the Commission finds that there is no further medical evidence establishing an entitlement to additional permanent impairment benefits for the Appellant's left limb.

As a result, the Appellant's appeal is dismissed and the Internal Review Decisions dated January 29, 2004 and January 11, 2008 are hereby confirmed.

Dated at Winnipeg this 1st day of February, 2010

MS YVONNE TAVARES