
In the Matter of the Compensation of
JOSE V. MENDEZ, Claimant
WCB Case No. 14-00586
ORDER ON REVIEW
Unrepresented Claimant
SAIF Legal Salem, Defense Attorneys

Reviewing Panel: Members Johnson and Lanning.

Claimant, *pro se*, requested review of Administrative Law Judge (ALJ) Marshall's order that upheld the SAIF Corporation's denial of his left shoulder injury claim.¹ On review, the issue is course and scope of employment.

We adopt and affirm the ALJ's order with the following modification.

We do not adopt that portion of the ALJ's order that did not find claimant's testimony to be reliable with regard to where his bicycle accident occurred. However, we agree with the ALJ's reasoning that, even if the accident occurred on the employer's driveway, the evidence does not establish that it was caused by an employment-related hazard. (Trs. 6, 7). Thus, we conclude that the alleged injury did not arise out of claimant's employment.

ORDER

The ALJ's order dated June 2, 2014 is affirmed.

Entered at Salem, Oregon on January 27, 2015

¹ Because claimant is no longer represented, he may wish to consult the Ombudsman for Injured Workers, whose job it is to assist injured workers. He may contact the Ombudsman, free of charge, at 1-800-927-1271, or write to:

OMBUDSMAN FOR INJURED WORKERS
DEPARTMENT OF CONSUMER & BUSINESS SERVICES
PO BOX 14480
SALEM, OR 97309-0405