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IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

No. A-1-CA-38281

RAMONA CHAFINO,

Worker-Appellant,

v.

**RMS FOODS and FOOD
INDUSTRY SELF-INSURANCE
FUND,**

Employer/Insurer-Appellees.

**APPEAL FROM THE WORKERS' COMPENSATION ADMINISTRATION
Leonard J. Padilla, Workers' Compensation Judge**

Glen L. Houston
Hobbs, NM

for Appellant

Kelly A. Genova, PC
Kelly A. Genova
Albuquerque, NM

for Appellees

MEMORANDUM OPINION

HANISEE, Chief Judge.

{1} Worker appeals the Workers' Compensation Judge's (WCJ) order granting Employer/Insurer's motion to dismiss, generally contending that Worker was entitled to reasonable and necessary medical treatment for the thoracic injury she sustained at work. This Court filed a notice of proposed summary disposition proposing to affirm the WCJ's order on the basis of res judicata. [CN 2-4] Worker filed a notice, which is

construed as timely pursuant to this Court's order, stating that she does not intend to oppose this Court's notice of proposed summary disposition.

{2} For the reasons stated in the notice of proposed disposition, and herein, we affirm the WCJ's order dismissing Worker's claims.

{3} **IT IS SO ORDERED.**

J. MILES HANISEE, Chief Judge

WE CONCUR:

JENNIFER L. ATTREP, Judge

MEGAN P. DUFFY, Judge