

**ORDER  
DISMISSING APPLICATION FOR REVIEW**

Injury No.: 02-110132

Employee: Gregory D. Brown  
Employer: City of Kansas City (Settled)  
Insurer: City of Kansas City (Settled)  
Additional Party: Treasurer of Missouri as Custodian  
of Second Injury Fund

On March 9, 2010, the administrative law judge issued an award in this matter. On April 16, 2010, employee filed an Application for Review with the Labor and Industrial Relations Commission (Commission).

Section 287.480.1 RSMo, of the Workers' Compensation Law states, in pertinent part:

If an application for review is made to the commission within 20 days from the date of the award, the full commission, if the first hearing was not held before the full commission, shall review the evidence, or, if considered advisable, as soon as practicable hear the parties at issue, their representatives and witnesses and shall make an award and file it in like manner as specified in section 287.470.

(Emphasis added)

“Section 287.480 does not provide for late filing or carve out an exception for late filing attributable to either good cause or ignorance of the law.” *Gilmore-Vann v. AT&T Corp.*, 141 S.W.3d 493, 494 (Mo. App. 2004).

Employee filed his Application for Review more than 20 days after the issuance of the award. The Commission does not have jurisdiction to consider the Application for Review. The Application for Review is dismissed.

Given at Jefferson City, State of Missouri, this 28<sup>th</sup> day of April 2010.

LABOR AND INDUSTRIAL RELATIONS COMMISSION

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William F. Ringer, Chairman

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Alice A. Bartlett, Member

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John J. Hickey, Member

Attest:

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Secretary

**ORDER  
DISMISSING APPLICATION FOR REVIEW**

Injury No.: 04-089140

Employee: Gregory D. Brown  
Employer: City of Kansas City (Settled)  
Insurer: Self-Insured (Settled)  
Additional Party: Treasurer of Missouri as Custodian  
of Second Injury Fund

On March 24, 2010, the administrative law judge issued an award in this matter. On April 16, 2010, employee filed an Application for Review with the Labor and Industrial Relations Commission (Commission).

Section 287.480.1 RSMo, of the Workers' Compensation Law states, in pertinent part:

If an application for review is made to the commission within 20 days from the date of the award, the full commission, if the first hearing was not held before the full commission, shall review the evidence, or, if considered advisable, as soon as practicable hear the parties at issue, their representatives and witnesses and shall make an award and file it in like manner as specified in section 287.470. (Emphasis added)

“Section 287.480 does not provide for late filing or carve out an exception for late filing attributable to either good cause or ignorance of the law.” *Gilmore-Vann v. AT&T Corp.*, 141 S.W.3d 493, 494 (Mo. App. 2004).

Employee filed his Application for Review more than 20 days after the issuance of the award. The Commission does not have jurisdiction to consider the Application for Review. The Application for Review is dismissed.

Given at Jefferson City, State of Missouri, this 28th day of April 2010.

LABOR AND INDUSTRIAL RELATIONS COMMISSION

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William F. Ringer, Chairman

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Alice A. Bartlett, Member

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John J. Hickey, Member

Attest:

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Secretary