

IN THE SUPREME COURT OF THE STATE OF NEVADA

YELLOW CAB COMPANY,
Appellant,
vs.
TIMOTHY MULROONEY,
Respondent.

No. 36550

FILED

MAR 13 2002

ORDER OF AFFIRMANCE

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

This is an appeal from a district court order denying a petition for judicial review of an administrative appeal officer's award of workers' compensation benefits, arising from injuries sustained by respondent while driving a taxi for appellant. This court may set aside an agency's final decision only if there is no substantial evidence in the record to support the appeal officer's determination and that determination was clearly erroneous.¹ "Substantial evidence is 'that quantity and quality of evidence which a reasonable [person] could accept as adequate to support a conclusion.'"²

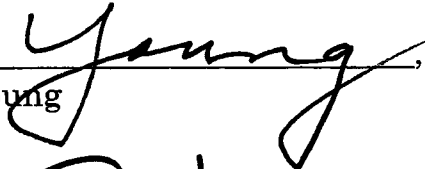
We conclude that substantial evidence in the record supports the appeal officer's award of benefits, and therefore, the district court's order denying the petition for judicial review. Mulrooney submitted reliable medical evidence and testimony connecting his injuries to his employment, which provided the appeal officer with a sufficient basis upon

¹See NRS 233B.135(3).

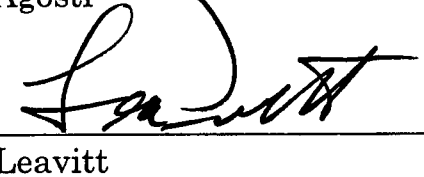
²Maxwell v. SIIS, 109 Nev. 327, 331, 849 P.2d 267, 270 (1993) (quoting State, Emp. Security v. Hilton Hotels, 102 Nev. 606, 608 n.1, 729 P.2d 497, 498 n.1 (1986)).

which to render a decision in his favor. Having considered the parties' arguments, we

ORDER the judgment of the district court AFFIRMED.


_____, J.
Young


_____, J.
Agosti


_____, J.
Leavitt

cc: Hon. Valorie Vega, District Judge
Gugino Law Firm
Santoro, Driggs, Walch, Kearney, Johnson & Thompson
Craig P. Kenny & Associates
Clark County Clerk