

**Filed 11/17/09 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2009 ND 188

Tobias Lemer, Claimant and Appellant

v.

North Dakota Workforce Safety and Insurance, Appellee

and

Siemens Power Generation, Inc., Respondent

No. 20090158

Appeal from the District Court of Mercer County, South Central Judicial District, the Honorable Donald L. Jorgensen, Judge.

AFFIRMED.

Per Curiam.

Stephen D. Little, Gateway Office Building, 2718 Gateway Avenue, Suite 302, Bismarck, N.D. 58503-0585, for claimant and appellant.

Douglas W. Gigler, Special Assistant Attorney General, P.O. Box 2626, Fargo, N.D. 58108-2626, for appellee.

Lemer v. WSI
No. 20090158

Per Curiam.

[¶1] Tobias Lemer appeals from a district court judgment affirming Workforce Safety & Insurance's decision to deny Lemer's claim for benefits. Lemer argues the greater weight of the evidence shows his injuries are substantially work related. The district court judgment is summarily affirmed under N.D.R.App.P. 35.1(a)(5).

[¶2] Gerald W. VandeWalle, C.J.
Dale V. Sandstrom
Daniel J. Crothers
Mary Muehlen Maring
Carol Ronning Kapsner