

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of EDWARD H. GRADWELL and DEPARTMENT OF VETERANS AFFAIRS,
FORT CUSTER NATIONAL CEMETERY, Augusta, Mich.

*Docket No. 96-592; Submitted on the Record;
Issued January 13, 1998*

DECISION and ORDER

Before DAVID S. GERSON, MICHAEL E. GROOM,
A. PETER KANJORSKI

The issue is whether the Office of Workers' Compensation Programs properly reduced appellant's compensation to reflect his wage-earning capacity as a telemarketer.

The Board has given careful consideration to the issue involved, the contentions on appeal, and the entire case record. The Board finds that the decision of the hearing representative of the Office of Workers' Compensation Programs dated and made final on September 5, 1995 is in accordance with the facts and law in this case and hereby adopts the findings and conclusions of the Office hearing representative.

The decision of the Office of Workers' Compensation Programs dated and finalized September 5, 1995 is affirmed.

Dated, Washington, D.C.
January 13, 1998

David S. Gerson
Member

Michael E. Groom
Alternate Member

A. Peter Kanjorski
Alternate Member