

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of JOCELYN JONES and DEPARTMENT OF VETERANS AFFAIRS,
VETERANS ADMINISTRATION MEDICAL CENTER, Biloxi, MS

*Docket No. 99-2330; Submitted on the Record;
Issued December 20, 2000*

DECISION and ORDER

Before DAVID S. GERSON, MICHAEL E. GROOM,
PRISCILLA ANNE SCHWAB

The issues are: (1) whether appellant is capable of performing the duties of the offered position at eight hours per day; and (2) whether the Office of Workers' Compensation Programs properly reduced compensation based on actual earnings.

The Board has given careful consideration to the issues involved, the contentions of appellant on appeal and the entire case record. The Board finds that the decision of the Office's hearing representative, dated December 23, 1999 and finalized January 5, 2000, is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.

The decision of the Office of Workers' Compensation Programs dated December 23, 1999 and finalized January 5, 2000 is affirmed.

Dated, Washington, DC
December 20, 2000

David S. Gerson
Member

Michael E. Groom
Alternate Member

Priscilla Anne Schwab
Alternate Member