

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of DEBORAH J. SPENCER and DEPARTMENT OF VETERANS AFFAIRS,
VETERANS ADMINISTRATION MEDICAL CENTER, Brecksville, OH

*Docket No. 99-2104; Submitted on the Record;
Issued September 6, 2000*

DECISION and ORDER

Before DAVID S. GERSON, A. PETER KANJORSKI
VALERIE D. EVANS-HARRELL

The issue is whether appellant sustained an injury in the performance of duty on June 4, 1998, as alleged.

The Board has given careful consideration to the issue involved, the contentions of the parties on appeal and the entire case record. The Board finds that the April 30, 1999 decision of the Office hearing representative, finalized on April 30, 1999, is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.¹

The decisions of the Office of Workers' Compensation Programs dated April 30, 1999 and August 13, 1998 are hereby affirmed.

Dated, Washington, D.C.
September 6, 2000

David S. Gerson
Member

A. Peter Kanjorski
Alternate Member

Valerie D. Evans-Harrell
Alternate Member

¹ None of the medical evidence appellant submitted including medical reports from her treating physician, Dr. Sung I. Shin, a Board-certified plastic surgeon, address whether appellant's left hand condition was work related and therefore was not probative; see *Robert J. Krstyen*, 44 ECAB 227, 229 (1992); *John J. Carlone*, 41 ECAB 354, 356-57 (1989).