

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of JOHN SMITH and U.S. POSTAL SERVICE,
PHILADELPHIA BULK MAIL CENTER, Philadelphia, PA

*Docket No. 98-1753; Submitted on the Record;
Issued January 23, 2001*

DECISION and ORDER

Before WILLIE T.C. THOMAS, MICHAEL E. GROOM,
PRISCILLA ANNE SCHWAB

The issue is whether the Office of Workers' Compensation Programs properly terminated appellant's compensation on the basis that he no longer had any residuals due to his accepted employment injury.

The Board has given careful consideration to the issue involved, the contentions of the appellant on appeal and the entire case record. The Board finds that the August 27, 1997 decision of the Office hearing representative is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative that appellant does not have any residual disability due to his accepted employment injury.

The decision of the Office of Workers' Compensation Programs dated August 27, 1997 is hereby affirmed.¹

Dated, Washington, DC
January 23, 2001

Willie T.C. Thomas
Member

Michael E. Groom
Alternate Member

Priscilla Anne Schwab
Alternate Member

¹ Subsequent to the hearing representative's August 27, 1997 decision, appellant submitted new evidence. The Board has no jurisdiction, however, to review evidence that was not before the Office at the time it issued its final decision; *see* 20 C.F.R. § 501.2(c).