



included unless it is a Saturday, a Sunday or a legal holiday.<sup>1</sup> The time for requesting reconsideration of OWCP's September 22, 2011 decision began to run on September 23, 2011, and thus would have expired on September 22, 2012, had this date not been a Saturday. The next business day was Monday, September 24, 2012. As appellant's request for reconsideration was received on that date, it was timely. The case will thus be remanded to OWCP for application of the standard for reviewing timely requests for reconsideration.<sup>2</sup>

Accordingly, the Board finds that appellant has filed a timely appeal of the September 22, 2011 merit decision. The case will be remanded for OWCP to further review her September 24, 2011 reconsideration request in accordance with its regulations and procedures.

**IT IS HEREBY ORDERED THAT** the decision of the Office of Workers' Compensation Programs dated January 17, 2013 is set aside. The case is remanded to OWCP for further proceedings consistent with this decision of the Board.

Issued: January 30, 2014  
Washington, DC

Colleen Duffy Kiko, Judge  
Employees' Compensation Appeals Board

Michael E. Groom, Alternate Judge  
Employees' Compensation Appeals Board

James A. Haynes, Alternate Judge  
Employees' Compensation Appeals Board

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<sup>1</sup> *Angel M. Lebron, Jr.*, 51 ECAB 488 (2000); *John B. Montoya*, 43 ECAB 1148 (1992).

<sup>2</sup> *See Debra McDavid*, 57 ECAB 149 (2005).