

BRB No. 04-0517
OWCP No. 15-0038571

QUENTIN TAHARA)	
)	
Claimant-Respondent)	DATE ISSUED: 03/31/2004
)	
v.)	
)	
MATSON TERMINALS, INC.)	
)	
Employer-Petitioner)	
)	
)	
)	

ORDER

The Board acknowledges receipt of employer's Notice of Appeal of the District Director's Supplementary Order Declaring Default filed March 4, 2004. Employer's appeal is assigned the Board's docket number, BRB No. 04-0517. This number must be referenced in all future correspondence to the Board concerning this appeal.

The Board has no jurisdiction to review a district director's supplemental order finding employer in default of its obligation to pay additional compensation owing under 33 U.S.C. §914(f) in situations where employer has not paid the Section 14(f) penalty. *Providence Washington Insurance Co. v Director, OWCP*, 765 F.2d 1381, 1386, 17 BRBS 135, 139(CRT)(9th Cir. 1985); *see also Sea-Land Service, Inc. v. Barry*, 41 F.3d 903, 29 BRBS 1(CRT)(3d Cir. 1994); *Tidelands Marine Service v. Patterson*, 719 F.2d 126, 129, 16 BRBS 10, 12-13(CRT)(5th Cir. 1983). Section 18(a) of the Act, 33 U.S.C. §918(a), requires that default orders be enforced by the appropriate federal district court.

If claimant seeks enforcement, the district court may review employer's contentions concerning the lawfulness of the default order. *Hanson v. Matson Terminals, Inc.*, 307 F.3d 1139, 36 BRBS 63(CRT)(9th Cir. 2002). Employer's appeal is therefore dismissed.

NANCY S. DOLDER, Chief
Administrative Appeals Judge

ROY P. SMITH
Administrative Appeals Judge

BETTY JEAN HALL
Administrative Appeals Judge