

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

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In the Matter of PHYLLIS J. MANESS and U.S. POSTAL SERVICE,  
POST OFFICE, Glenwood Springs, CO

*Docket No. 99-2193; Submitted on the Record;  
Issued November 8, 2000*

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DECISION and ORDER

Before DAVID S. GERSON, PRISCILLA ANNE SCHWAB,  
VALERIE D. EVANS-HARRELL

The issue is whether the Office of Workers' Compensation Programs met its burden of proof to terminate appellant's compensation benefits effective May 23, 1998.

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 March 19, 1999 decision of the Office hearing representative, finalized on March 22, 1999, is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.<sup>1</sup>

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<sup>1</sup> The medical report of the referral physician, Dr. Philip Heyman, a Board-certified orthopedic surgeon, that appellant had no work-related disabling residuals based on the absence of objective evidence, constitutes the weight of the evidence, and justifies the Office's termination of benefits. See *Cleopatra McDougal-Saddler*, 47 ECAB 480, 488-89 (1996).

The decision of the Office of Workers' Compensation Programs dated March 19, 1999 and finalized on March 22, 1999 is hereby affirmed.

Dated, Washington, DC  
November 8, 2000

David S. Gerson  
Member

Priscilla Anne Schwab  
Alternate Member

Valerie D. Evans-Harrell  
Alternate Member