

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

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In the Matter of KENNETH DINDAY and U.S. POSTAL SERVICE,  
POST OFFICE, Princeton, NJ

*Docket No. 00-19; Submitted on the Record;  
Issued April 2, 2001*

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DECISION and ORDER

Before MICHAEL E. GROOM, A. PETER KANJORSKI,  
PRISCILLA ANNE SCHWAB

The issue is whether appellant sustained a disabling emotional condition commencing October 17, 1997 causally related to stress at work after January 22, 1997.

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 June 21, 1999 decision of the Office of Workers' Compensation Programs' hearing representative 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> Appellant did not establish a compensable factor of employment or that the alleged incidents of harassment either by management or his coworkers did in fact occur. See *Earl D. Smith*, 48 ECAB 614, 620 (1997); *Clara T. Noga*, 46 ECAB 473, 480 (1995).

The decision of the Office of Workers' Compensation Programs dated June 21, 1999 is hereby affirmed.

Dated, Washington, DC  
April 2, 2001

Michael E. Groom  
Alternate Member

A. Peter Kanjorski  
Alternate Member

Priscilla Anne Schwab  
Alternate Member