

appellant sustained six percent impairment under the American Medical Association, *Guides to the Evaluation of Permanent Impairment*.

The Board finds that the Office, in its December 30, 2009 decision, did not review the October 22, 2009 report from Dr. Yusufji that was received by the Office on October 30, 2009. For this reason, the case will be remanded to the Office to enable it to properly consider all the evidence submitted at the time of the December 30, 2009 decision. Following such further development as the Office deems necessary, it shall issue an appropriate decision on the merits of the claim.

IT IS HEREBY ORDERED THAT the December 30, 2009 decision of Office of Workers' Compensation Programs be set aside. The case is remanded to the Office for further proceedings consistent with this order of the Board.

Issued: April 7, 2011
Washington, DC

Richard J. Daschbach, Chief Judge
Employees' Compensation Appeals Board

Alec J. Koromilas, Judge
Employees' Compensation Appeals Board

Colleen Duffy Kiko, Judge
Employees' Compensation Appeals Board