



Board.<sup>2</sup> Appellant's December 18, 2010 request for reconsideration was within one year of the Board's November 10, 2010 decision. As her request was timely, OWCP improperly denied her request by applying the legal standard reserved for cases where reconsideration is requested more than one year after the last merit decision. The Board will set aside the February 16, 2011 decision and remand the case for consideration of appellant's reconsideration request under the standard for timely reconsideration requests.<sup>3</sup> After such further development as OWCP deems necessary, it should issue an appropriate decision.

**IT IS HEREBY ORDERED THAT** the February 16, 2011 decision of the Office of Workers' Compensation Programs is set aside and the case is remanded for further proceedings consistent with this order of the Board.

Issued: October 26, 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

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<sup>2</sup> See Federal (FECA) Procedure Manual, Part 2 -- Claims, *Reconsiderations*, Chapter 2.1602.3(b)(1) (January 2004); *Robert F. Stone*, 57 ECAB 292 (2005); *Larry J. Lilton*, 44 ECAB 243 (1992).

<sup>3</sup> See 20 C.F.R. § 10.606(b).