

had not been forwarded to the Board. The Board requested that the paper portion of the record be transmitted to the Board. To date the missing portion of the record has not been received.²

The Board, having duly considered the matter, notes that OWCP did not submit the complete case record as requested. Consequently, the appeal docketed as 11-1340 is not in posture for a decision as the Board is unable to render a fully informed adjudication of the case. The Board, therefore, finds that the case must be remanded to OWCP for proper assemblage and reconstruction of the case record and an appropriate merit decision issued on appellant's claim in order to preserve his right to future appeals.

IT IS HEREBY ORDERED THAT the December 16, 2010 decision be set aside and the case remanded to the Office of Workers' Compensation Programs for further proceedings consistent with this order.

Issued: April 12, 2012
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

² Evidence in the record indicates that appellant's injury occurred on July 15, 1994. The record transmitted to the Board does not have any evidence from 1994 and consists primarily of evidence generated in 2006 and thereafter.