

U.S. Department of Labor

Benefits Review Board  
200 Constitution Ave. NW  
Washington, DC 20210-0001



BRB No. 18-0451 BLA  
Case No. 2017-BLA-05117

BARRY MAGGARD	)	
	)	
Claimant-Petitioner	)	
	)	
v.	)	
	)	
KAT RAN ENTERPRISES,	)	DATE ISSUED: 05/15/2020
INCORPORATED	)	
	)	
and	)	
	)	
COMMERCE & INDUSTRY/CHARTIS	)	
	)	
Employer/Carrier-	)	
Respondents	)	
	)	
DIRECTOR, OFFICE OF WORKERS'	)	
COMPENSATION PROGRAMS, UNITED	)	
STATES DEPARTMENT OF LABOR	)	
	)	
Party-in-Interest	)	ORDER ON MOTION
	)	FOR RECONSIDERATION

Employer has filed a timely motion for reconsideration of the Board's Decision and Order in this case, *Maggard v. Kat Ran Enterprises, Inc.*, BRB No. 18-0451 BLA (Sept. 11, 2019). 33 U.S.C. §921(b)(5); 20 C.F.R. §802.407(a). Neither claimant nor the Director, Office of Workers' Compensation Programs, has responded. After consideration of employer's contentions, the Board denies employer's motion for reconsideration as its disposition of this case is consistent with the rationale set forth in *McCauley v. DLR Mining, Inc.*, BLR , BRB No. 18-0606 BLA, slip op. at 5 (Nov. 12, 2019). 20 C.F.R. §§801.301(c), 802.409.

By Order of the Board:

Thomas O. Shepherd, Jr.  
Clerk of the Appellate Boards