



BRB No. 17-0263  
Case No. 2015-LHC-00030  
OWCP No. 02-233683

MARIA JORDAN	)	
	)	
Claimant-Petitioner	)	
	)	
v.	)	
	)	
DYNCORP INTERNATIONAL, LLC	)	
	)	DATE ISSUED: <u>Apr. 4, 2017</u>
Employer-Respondent	)	
	)	
and	)	
	)	
CONTINENTAL CASUALTY COMPANY	)	
	)	
Carrier-Respondent	)	ORDER

Claimant has filed a timely notice of appeal of Administrative Law Judge Larry S. Merck’s February 16, 2017 “Order Denying Claimant’s Request to Release To Her Attorney Documents That This Court Has Determined Are Covered By The Attorney Client Privilege And Order Denying Claimant’s Motion to Disqualify the Administrative Law Judge.” Employer/Carrier responds that claimant’s appeal is without merit. This appeal is assigned the Board’s docket number 17-0263. All correspondence pertaining to this appeal must bear this number. 20 C.F.R. §802.210.

A formal hearing was held on claimant’s claim for benefits on October 25, 2016, but Judge Merck has not yet issued a decision awarding or denying benefits. The Board has dismissed as interlocutory all prior appeals in this matter. In addition, the United States Court of Appeals for the Fifth Circuit dismissed claimant’s appeal of the Board’s Order in BRB No. 16-0486.<sup>1</sup>

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<sup>1</sup> BRB Nos. 14-0277, 14-0375, 15-0518, 16-0117, 16-0139, 16-0190, 16-0231, 16-0486, 16-0585, 16-0632, 16-0486, 17-0218. The Board’s Order in BRB No. 16-0486 was appealed to the United States Court of Appeals for the Fifth Circuit, which dismissed

For the reasons repeatedly expressed in the Board's prior orders, claimant's appeal is dismissed as there is no basis for the Board to engage in piecemeal review of the administrative law judge's interlocutory orders. *See Hudnall v. Jacksonville Shipyards*, 17 BRBS 174 (1985).

Accordingly, claimant's interlocutory appeal is dismissed.<sup>2</sup>

SO ORDERED.

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BETTY JEAN HALL, Chief  
Administrative Appeals Judge

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RYAN GILLIGAN  
Administrative Appeals Judge

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JONATHAN ROLFE  
Administrative Appeals Judge

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the appeal on the grounds of lack of jurisdiction and lack of finality. *Jordan v. Director, OWCP*, No. 16-60576 (5<sup>th</sup> Cir. Nov. 18, 2016), *motion for clarification denied* (Dec. 8, 2016), *pet. for reh'g denied* (Jan. 24, 2017). In addition, the Board dismissed as interlocutory employer/carrier's appeal in BRB No. 17-0049.

<sup>2</sup> Claimant's Second Motion for Subpoena is denied for the reasons stated in the Board February 28, 2017 Order in BRB No. 17-0218.