

BRB No. 04-356  
Case No. 02-LHC-2122  
OWCP No. 7-0105398

CHRISTOPHER HEAVIN )  
 )  
 Claimant-Respondent ) DATE ISSUED: Feb. 10, 2004  
 )  
 v. )  
 )  
 CHEVRON USA, INCORPORATED )  
 )  
 and )  
 )  
 CRAWFORD & COMPANY )  
 )  
 Employer/Carrier- )  
 Petitioner )  
 ) ORDER

Employer has filed a Notice of Appeal of the administrative law judge's Decision and Order filed December 18, 2003. This appeal is assigned the Board's docket number, BRB No. 04-356. All future correspondence to the Board must bear this number.

In the Notice of Appeal, employer indicates that a motion for reconsideration has been filed.

Section 802.206(f) of the Board's Rules of Practice and Procedures, 20 C.F.R. §802.206(f), provides that if a timely motion for reconsideration of a decision and order of an administrative law judge is filed, any appeal to the Board, whether filed prior to or subsequent to the filing of the timely motion for reconsideration, shall be dismissed as premature.

In light of the pending motion for reconsideration, employer's appeal is dismissed as premature. 20 C.F.R. §§802.205, 802.206(f).

Any party aggrieved by the administrative law judge's decision on reconsideration may file an appeal with the Board within thirty (30) days from the date the decision on reconsideration is filed. 20 C.F.R. §802.205.

---

ROY P. SMITH  
Administrative Appeals Judge

---

REGINA C. McGRANERY  
Administrative Appeals Judge

---

BETTY JEAN HALL  
Administrative Appeals Judge