

BRB Nos. 03-769
and 03-769A
Case Nos. 02-LHC-2630 and 02-LHC-2631
OWCP Nos. 07-0163041 and 07-0162980

JOHN A. ATWOOD, JR.	)	
	)	
Claimant-Petitioner	)	DATE ISSUED: <u>Mar. 12, 2004</u>
Cross-Respondent	)	
	)	
v.	)	
	)	
CALEB BRETT USA,	)	
INCORPORATED	)	
	)	
and	)	
	)	
GENERAL CASUALTY	)	
INSURANCE COMPANY	)	
	)	
Employer/Carrier-	)	
Respondent	)	
Cross-Petitioner	)	ORDER

On February 2, 2004, the Board received employer's motion requesting that its appeal, BRB No. 03-769A be withdrawn. The Board grants employer's motion and dismisses its appeal. 20 C.F.R. §802.401(a). Claimant's appeal BRB No. 03-769 remains pending before the Board.

The Board is also in receipt of employer's response brief accompanied by a motion requesting that the pleading be accepted out of time in BRB No. 03-769. The Board accepts employer's response brief as part of the record. 20 C.F.R. §§802.212, 802.217.

Claimant may file a reply brief within twenty (20) days from receipt of this Order. 20 C.F.R. §802.213. In the event the pleading is filed prior to receipt of this Order, it is accepted as part of the record.

By Order of the Board:

Thomas O. Shepherd, Jr.
Clerk of the Board