

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of GARY LACY and DEPARTMENT OF VETERANS AFFAIRS,
VETERANS ADMINISTRATION MEDICAL CENTER, Bronx, N.Y.

*Docket No. 96-733; Submitted on the Record;
Issued February 6, 1998*

DECISION and ORDER

Before DAVID S. GERSON, WILLIE T.C. THOMAS,
MICHAEL E. GROOM

The issue is whether appellant has met his burden of proof in establishing that he sustained an injury in the performance of duty on June 7, 1994.

The Board has given careful consideration to the issue involved, the contentions of the parties on appeal, and the entire case record. The Board finds that the September 21, 1995 decision of the Office of Workers' Compensation Programs' hearing representative, is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.

The decision of the Office of Workers' Compensation Programs, dated September 21, 1995, is hereby affirmed.

Dated, Washington, D.C.
February 6, 1998

David S. Gerson
Member

Willie T.C. Thomas
Alternate Member

Michael E. Groom
Alternate Member