

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of JESSIE LEE DILLARD and DEPARTMENT OF AGRICULTURE,
JOB CORPS PROGRAM, Hot Springs, AR

*Docket No. 98-1235; Submitted on the Record;
Issued December 20, 1999*

DECISION and ORDER

Before GEORGE E. RIVERS, DAVID S. GERSON,
BRADLEY T. KNOTT

The issue is whether appellant has established that her work activities from October 7 to November 10, 1995 caused or aggravated the preexisting conditions of degenerative joint disease of the left knee and repaired right rotator cuff such as to cause total disability beginning November 11, 1995.

The Board has given careful consideration to the issue in question, the entire case record and appellant's contentions on appeal. The Board finds that the decision of the Office of Workers' Compensation Programs' hearing representative dated January 23, 1998 is in accordance with the law and the facts in this case and hereby adopts the findings and conclusions of the hearing representative.

Accordingly, the decision of the Office of Workers' Compensation Programs dated January 23, 1998 is hereby affirmed.¹

Dated, Washington, D.C.
December 20, 1999

George E. Rivers
Member

David S. Gerson
Member

Bradley T. Knott
Alternate Member

¹ On appeal appellant's representative also requests an appeal of the Office's January 24, 1997 decision, however, since appellant's appeal was filed with the Board on March 2, 1998 the Board does not have jurisdiction to review the January 24, 1997 Office decision; *see* 20 C.F.R. § 501.2(c).