

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

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In the Matter of WALTER J. KELLOGG and DEPARTMENT OF VETERANS AFFAIRS,  
BAY PINES MEDICAL CENTER, Bay Pines, Fla.

*Docket No. 97-1665; Submitted on the Record;  
Issued March 29, 1999*

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DECISION and ORDER

Before GEORGE E. RIVERS, WILLIE T.C. THOMAS,  
A. PETER KANJORSKI

The issue is whether appellant sustained an injury in the performance of duty on February 12, 1996, as alleged.

The Board has given careful consideration to the issue involved, the contentions of appellant on appeal and the entire case record. The Board finds that the March 26, 1997 decision of the hearing representative of the Office of Workers' Compensation Programs is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.

The decisions of the Office of Workers' Compensation Programs dated June 18, 1996 and March 16, 1997 are hereby affirmed.

Dated, Washington, D.C.  
March 29, 1999

George E. Rivers  
Member

Willie T.C. Thomas  
Alternate Member

A. Peter Kanjorski  
Alternate Member