

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of LAVERNE A. JACKSON and U.S. POSTAL SERVICE,
MAIN POST OFFICE, Atlanta, GA

*Docket No. 97-1369; Submitted on the Record;
Issued November 22, 1999*

DECISION and ORDER

Before GEORGE E. RIVERS, DAVID S. GERSON,
MICHAEL E. GROOM

The issues are: (1) whether the Office of Workers' Compensation Programs properly terminated appellant's compensation benefits effective August 22, 1995; and (2) whether appellant has met her burden to establish that she is entitled to continuing compensation benefits on or after August 22, 1995.

The Board has given careful consideration to the issues involved, the contentions of appellant on appeal and the entire case record. The Board finds that the decision of the Office hearing representative dated December 2, 1996, which affirmed the termination of appellant's benefits and remanded the case for further medical development to resolve the conflict in medical opinion on the issue of whether appellant met her burden of establish that she is entitled to continuing compensation benefits on or after August 22, 1995, is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.¹

¹ The Office hearing representative specifically found that medical evidence submitted by appellant at the hearing was sufficient to create a conflict in the medical evidence on the issue of whether appellant continued to have residuals of her April 7, 1981 employment-related lumbosacral sprain, adductor tendinitis and right hip.

The decision of the Office of Workers' Compensation Programs dated December 2, 1996 is hereby affirmed.

Dated, Washington, D.C.
November 22, 1999

George E. Rivers
Member

David S. Gerson
Member

Michael E. Groom
Alternate Member