

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of ROCCO D. FORTUNATO and U.S. POSTAL SERVICE,
POST SERVICE, New York, NY

*Docket No. 98-840; Submitted on the Record;
Issued November 4, 1999*

DECISION and ORDER

Before GEORGE E. RIVERS, DAVID S. GERSON,
WILLIE T.C. THOMAS

The issue is whether appellant sustained an emotional condition in the performance of duty, 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 October 8, 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 decision of the Office of Workers' Compensation Programs dated October 8, 1997 is hereby affirmed.

Dated, Washington, D.C.
November 4, 1999

George E. Rivers
Member

David S. Gerson
Member

Willie T.C. Thomas
Alternate Member