

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of LaMAR LEWIS and U.S. POSTAL SERVICE,
POST OFFICE, Akron, OH

*Docket No. 00-165; Submitted on the Record;
Issued November 1, 2000*

DECISION and ORDER

Before DAVID S. GERSON, A. PETER KANJORSKI,
PRISCILLA ANNE SCHWAB

The issue is whether appellant has met his burden of proof in establishing that he sustained an injury in the performance of duty on April 20 or April 21, 1997, 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 July 29, 1999 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 July 29, 1999 is hereby affirmed.

Dated, Washington, DC
November 1, 2000

David S. Gerson
Member

A. Peter Kanjorski
Alternate Member

Priscilla Anne Schwab
Alternate Member