U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of JAMES W. GILLIAM and U.S. POSTAL SERVICE,
BALLWIN POST OFFICE, Ballwin, MO

Docket No. 00-737; Submitted on the Record;
Issued January 5, 2001

DECISION and ORDER

Before DAVID S. GERSON, PRISCILLA ANNE SCHWAB,
VALERIE D. EVANS-HARRELL

The issue is whether the appellant's low back condition was causally related to a September 8, 1998 employment incident.

The Board has given careful consideration to the issue involved, the contentions of the parties on appeal and the entire case record. The Board finds that the decision of the hearing representative of the Office of Workers' Compensation Programs dated and finalized on September 2, 1999 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 Board notes that this case record contains evidence which was submitted subsequent to the Office's September 2, 1999 decision. The Board has no jurisdiction to review this evidence for the first time on appeal; see 20 C.F.R. § 501.2(c); *James C. Campbell*, 5 ECAB 35, 36, n. 2 (1952).

The decision of the Office of Workers' Compensation Programs dated September 2, 1999 is hereby affirmed.

Dated, Washington, DC
January 5, 2001

David S. Gerson
Member

Priscilla Anne Schwab
Alternate Member

Valerie D. Evans-Harrell
Alternate Member