

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of SCENICA SIMMS and U.S. POSTAL SERVICE,
POST OFFICE, Wichita, KS

*Docket No. 99-2433; Submitted on the Record;
Issued June 12, 2001*

DECISION and ORDER

Before DAVID S. GERSON, WILLIE T.C. THOMAS,
BRADLEY T. KNOTT

The issue is whether appellant has met her burden of proof in establishing that she sustained an injury in the performance of duty on October 11, 1997, as alleged.

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 May 14, 1999 decision of the Office of Workers' Compensation Programs' hearing representative, 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 May 14, 1999 is hereby affirmed.

Dated, Washington, DC
June 12, 2001

David S. Gerson
Member

Willie T.C. Thomas
Member

Bradley T. Knott
Alternate Member