

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of EDWINA R. RAMSEY, Executrix of the Estate of DANIEL P. OWENS and
U.S. POSTAL SERVICE, POST OFFICE, Cincinnati, OH

*Docket No. 00-1179; Submitted on the Record;
Issued April 12, 2002*

DECISION and ORDER

Before ALEC J. KOROMILAS, COLLEEN DUFFY KIKO,
DAVID S. GERSON

The issues are: (1) whether the instant case falls under the jurisdiction of the Federal Employees' Compensation Act, 5 U.S.C. §§ 8101-8193; and (2) whether the employee's disability for work on and after January 13, 1993, and subsequent suicide on March 21, 1993, were causally related to his accepted aggravation of adjustment reaction.

The Board has given careful consideration to the issues involved, the contentions of the parties on appeal and the entire case record. In the December 6, 1999 decision, the Office of Workers' Compensation Programs' hearing representative properly found that the instant case falls under the jurisdiction of the Act, as it involves claims for disability and death of an employee of the Government of the United States, resulting from personal injury sustained within the performance of duty, pursuant to 5 U.S.C. §§ 8101, 8102, but further found that entitlement to benefits under the Act had not been established under the facts of this case. The Board finds that the decision of the Office hearing representative dated December 6, 1999 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 December 6, 1999 is affirmed.

Dated, Washington, DC
April 12, 2002

Alec J. Koromilas
Member

Colleen Duffy Kiko
Member

David S. Gerson
Alternate Member