

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of SAMUEL SPATUZZI and DEPARTMENT OF THE AIR FORCE,
GRIFFISS AIR FORCE BASE, NY

*Docket No. 00-1985; Submitted on the Record;
Issued January 24, 2002*

DECISION and ORDER

Before MICHAEL E. GROOM, BRADLEY T. KNOTT,
A. PETER KANJORSKI

The issue is whether the Office of Workers' Compensation Programs properly reduced appellant's monetary compensation benefits effective August 28, 1998 on the grounds that the position of bill collector represented his wage-earning capacity.

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 dated June 11, 1999 is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative that the Office properly reduced appellant's wages as he is partially disabled and the duties of a bill collector reasonably represented his wage-earning capacity.

The June 11, 1999 decision of the Office of Workers' Compensation Programs is hereby affirmed.

Dated, Washington, DC
January 24, 2002

Michael E. Groom
Alternate Member

Bradley T. Knott
Alternate Member

A. Peter Kanjorski
Alternate Member