

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of MONIKA M. ROMANS and DEPARTMENT OF THE ARMY,
SAFETY OFFICE, Fort Lewis, WA

*Docket No. 01-1977; Submitted on the Record;
Issued May 28, 2002*

DECISION and ORDER

Before DAVID S. GERSON, WILLIE T.C. THOMAS,
A. PETER KANJORSKI

The issue is whether appellant sustained a recurrence of disability due to the April 13, 1999 employment injury.

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 July 24, 2001 decision of the Office of Workers' Compensation Programs, finalized on July 25, 2001, 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 opinion of appellant's treating physician, Dr. Peter L. Taylor, an orthopedic surgeon, that appellant's left knee condition was related to the April 13, 1999 employment injury was based on inaccurate factual information, *i.e.*, that appellant twisted her knee in the April 13, 1999 fall and lacked medical rationale. His opinion was therefore not of diminished probative value. See *Annie L. Billingsley*, 50 ECAB 210, 213 n. 20 (1998); *Kathleen M. Fava*, 49 ECAB 519, 523 (1998).

The decisions of the Office of Workers' Compensation Programs dated July 24, 2001 and finalized July 25, 2001 and dated November 27, 2000 are hereby affirmed.

Dated, Washington, DC
May 28, 2002

David S. Gerson
Alternate Member

Willie T.C. Thomas
Alternate Member

A. Peter Kanjorski
Alternate Member