

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of CONNIE A. RHODES and U.S. POSTAL SERVICE,
POST OFFICE, Youngstown, OH

*Docket No. 01-2119; Submitted on the Record;
Issued May 20, 2002*

DECISION and ORDER

Before ALEC J. KOROMILAS, DAVID S. GERSON,
WILLIE T.C. THOMAS

The issue is whether the Office of Workers' Compensation Programs met its burden of proof to terminate compensation for appellant's left upper extremity condition on the grounds that residuals had ceased.

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 Office hearing representative dated July 10, 2001 is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative.¹

¹ The Board notes that appellant submitted evidence subsequent to the issuance of the Office decision dated July 10, 2001. The Board cannot consider this evidence, however, as its review of the case is limited to the evidence of record which was before the Office at the time of its final decision. 20 C.F.R. § 501.2(c).

The decision of the Office of Workers' Compensation Programs dated July 10, 2001 is hereby affirmed.

Dated, Washington, DC
May 20, 2002

Alec J. Koromilas
Member

David S. Gerson
Alternate Member

Willie T.C. Thomas
Alternate Member