

2010, Dr. Fritzhand advised that he utilized the tables and figures found in Chapter 16, The Lower Extremities, of the sixth edition of the A.M.A., *Guides*, and concluded that appellant had a seven percent impairment of each lower extremity. In the December 7, 2010 decision, OWCP's hearing representative stated that no evidence was received following the hearing.

In the case of *William A. Couch*,³ the Board held that, when adjudicating a claim, OWCP is obligated to consider all relevant evidence properly submitted by a claimant and received by OWCP before the final decision is issued. Appellant submitted an October 11, 2010 report on November 15, 2010 that is relevant as to whether the accepted herniated discs caused a permanent impairment to his lower extremities. This report was not considered by OWCP's hearing representative when she rendered the December 7, 2010 decision. Thus, the case must be remanded to OWCP to review the October 11, 2010 report from Dr. Fritzhand, to be followed by an appropriate decision as to whether appellant is entitled to an increased schedule award for his right leg and whether he is entitled to a schedule award for his left leg.

IT IS HEREBY ORDERED THAT the December 7, 2010 decision of the Office of Workers' Compensation Programs be vacated and the case remanded to OWCP for proceedings consistent with this order of the Board.

Issued: September 28, 2011
Washington, DC

Richard J. Daschbach, Chief Judge
Employees' Compensation Appeals Board

Alec J. Koromilas, Judge
Employees' Compensation Appeals Board

Colleen Duffy Kiko, Judge
Employees' Compensation Appeals Board

³ 41 ECAB 548 (1990); see *Willard McKennon*, 51 ECAB 145 (1999).