

period of disability, in which instance OWCP will need to evaluate the request according to the customary criteria for modifying a formal wage-earning capacity determination.²

The Board will therefore set aside the March 26, 2012 decision denying recurrence of disability and remand the case for OWCP to apply the proper standard of review and adjudicate appellant's claim as a request for modification of an established determination of wage-earning capacity.

IT IS HEREBY ORDERED THAT the March 26, 2012 decision of the Office of Workers' Compensation Programs be set aside and the case remanded to OWCP for further action consistent with this order of the Board.

Issued: December 21, 2012
Washington, DC

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

Patricia Howard Fitzgerald, Judge
Employees' Compensation Appeals Board

Alec J. Koromilas, Alternate Judge
Employees' Compensation Appeals Board

² *Katherine T. Kreger*, 55 ECAB 633 (2004); *Sharon C. Clement*, 55 ECAB 552 (2004).