



in emergency and internal medicine.<sup>2</sup> Appellant maintained that Dr. Rosenthal's opinion was supportive that the additional conditions of headache and syncope were caused by the July 7, 2010 employment incident. In a January 10, 2012 decision denying appellant's claim, OWCP's hearing representative referenced Dr. Rosenthal's November 17, 2010 report.

Dr. Rosenthal's November 17, 2010 report is not found in the imaged case record forwarded to the Board. Hence the Board finds this case is not in posture for decision as the record before the Board is incomplete and would not permit an informed adjudication of the case by the Board. The case must therefore be remanded to OWCP to obtain the aforementioned report and for further reconstruction and assemblage deemed necessary, to be followed by a *de novo* decision on the merits of appellant's claim.

**IT IS HEREBY ORDERED THAT** the January 10, 2012 decision of the Office of Workers' Compensation Programs be set aside and the case remanded for further proceedings consistent with this order of the Board.

Issued: September 18, 2012  
Washington, DC

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

Colleen Duffy Kiko, Judge  
Employees' Compensation Appeals Board

Patricia Howard Fitzgerald, Judge  
Employees' Compensation Appeals Board

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<sup>2</sup> The record contains an undated two-page "Emergency Physician Record" in which Dr. Rosenthal diagnosed vasovagal syncope.