

appellant's reconsideration request without a merit review. It particularly found that Dr. Memoli's report was not received.

The Board finds that OWCP, in its October 3, 2013 decision, specifically found that the report from Dr. Memoli was not received. However, as noted above, this report was received by OWCP on July 8, 2013, prior to the October 3, 2013 decision. For this reason, the case will be remanded to OWCP to enable it to properly consider all the evidence submitted at the time of the October 3, 2013 decision. Following such further development as OWCP deems necessary, it shall issue an appropriate decision on the claim.

IT IS HEREBY ORDERED THAT the October 3, 2013 decision of the Office of Workers' Compensation Programs is set aside. The case recorded is remanded to OWCP for further proceedings consistent with this order of the Board.

Issued: August 4, 2014
Washington, DC

Patricia Howard Fitzgerald, Acting Chief Judge
Employees' Compensation Appeals Board

Colleen Duffy Kiko, Judge
Employees' Compensation Appeals Board

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