

a merit decision on the medical evidence.¹ In the present appeal, appellant submitted argument, and electrodiagnostic testing asserting that she had additional impairment entitling her to an increased schedule award. It is evident from the record that she was not seeking reconsideration of the January 28, 2013 merit decision, but was seeking an increased schedule award based on new medical evidence.

The case will be remanded for further development on the issue of whether appellant has additional permanent impairment of her upper extremities entitling her to a schedule award. After this development is carried out, OWCP shall issue an appropriate merit decision on appellant's claim.

IT IS HEREBY ORDERED THAT the February 10, 2014 decision of the Office of Workers' Compensation Programs is set aside and the case is remanded to OWCP for further proceedings consistent with this order of the Board.

Issued: March 10, 2015
Washington, DC

Christopher J. Godfrey, Chief Judge
Employees' Compensation Appeals Board

Colleen Duffy Kiko, Judge
Employees' Compensation Appeals Board

Patricia Howard Fitzgerald, Judge
Employees' Compensation Appeals Board

¹ See *Linda T. Brown*, 51 ECAB 115 (1999); *Paul R. Reedy*, 45 ECAB 488 (1994); See also *B.K.*, 59 ECAB 228 (2007)(where is was evidence that the claimant was seeking a schedule award based on new and current medical evidence, OWCP should have issued a merit decision on the schedule award claim rather than adjudicate an application for reconsideration). *R.K.*, Docket No. 14-1227 (issued October 24, 2014).