

insufficient to establish the claim. The medical evidence reviewed is contained in the current case file.

The Board has reviewed the 1998 claim and finds that the evidence of record appears to be incomplete. The last decision in the case record regarding the prior claim was a December 16, 2002 hearing representative's decision, with a history that "In 1998, [appellant] filed a claim for occupational disease indicating a list of numerous conditions she felt were related to radiation exposure in her employment as a nuclear engineer." The record does not appear to contain the Form CA-2 identifying specifically the numerous conditions appellant alleged. The December 6, 2002 decision also refers to a Board decision in the case, but that is not included in the record. It is not clear what other relevant evidence may be missing.²

The Board finds that without an adequate understanding of the prior claims, the June 3, 2014 Form CA-2 filing cannot properly be understood or adjudicated. It is not clear whether it represents a new claim with new employment exposure alleged,³ or an attempt to expand the original claim by alleging injuries that arose after the December 6, 2002 decision, or whether it is in the nature of a reconsideration request of the December 6, 2002 decision.

On return of the case record OWCP needs to fully and properly assemble the relevant evidence from the 1998 claim. It can then make a clear determination as to what was claimed in 1998, the exposure in federal employment that was accepted, and specifically the claimed conditions that were adjudicated. Then OWCP can properly review the June 3, 2014 Form CA-2 and address the current issues presented in the case.⁴ After such review of the evidence OWCP should issue an appropriate decision.

² The record includes, with a received date in the Integrated Federal Employees' Compensation System (IFECS) of March 3, 2010, over 4,000 pages of what appear to be evidence filed in a claim under the Energy Employees' Occupational Illness Compensation Program (EEOICP).

³ The January 4, 2016 OWCP decision asserts that appellant is again claiming injuries from radiation exposure from 1987 to 1993.

⁴ Appellant referred to a hematoma from a fall in the June 3, 2014 Form CA-2. It is not clear whether she is referring to the August 14, 1990 claim for injury. Appellant can provide clarifying information to OWCP as to a claim for injury from a fall.

IT IS HEREBY ORDERED THAT the decision of the Office of Workers' Compensation Programs dated July 25, 2016 is set aside and the case remanded for further action consistent with this order of the Board.

Issued: July 13, 2017
Washington, DC

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

Patricia H. Fitzgerald, Deputy Chief Judge
Employees' Compensation Appeals Board

Colleen Duffy Kiko, Judge
Employees' Compensation Appeals Board