

**United States Department of Labor
Employees' Compensation Appeals Board**

P.F., Appellant)	
)	
and)	Docket No. 21-0462
)	Issued: October 13, 2021
U.S. POSTAL SERVICE, POST OFFICE,)	
Dallas, TX, Employer)	
)	

Appearances:
Appellant, pro se
Office of Solicitor, for the Director

Case Submitted on the Record

ORDER DISMISSING APPEAL

Before:
JANICE B. ASKIN, Judge
PATRICIA H. FITZGERALD, Alternate Judge
VALERIE D. EVANS-HARRELL, Alternate Judge

On February 2, 2021 appellant filed a timely appeal from a November 27, 2020 merit decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards docketed the appeal as No. 21-0462.

The Board, having duly considered the matter, notes that its jurisdiction is limited to the review of final adverse OWCP decisions issued under the Federal Employees' Compensation Act (FECA)¹. This jurisdiction encompasses any final decision issued by OWCP within 180 days of the date appellant filed her appeal.² OWCP, in its November 27, 2020 decision, found that a \$49,834.99 overpayment of compensation was void. As the overpayment determination was vacated, the November 27, 2020 decision is not adverse.

The case record as transmitted to the Board does not contain a final adverse decision of OWCP issued within 180 days from the date of docketing of the current appeal.³ As there is no

¹ 5 U.S.C. § 8101 *et seq.*; 20 C.F.R. §§ 501.2(c) and 501.3(a).

² 20 C.F.R. § 501.3(e) provides in pertinent part: "Any notice of appeal must be filed within 180 days from the date of issuance of a decision of the OWCP."

³ *Supra* note 1.

final adverse decision issued by OWCP over which the Board may properly exercise jurisdiction the Board concludes that the appeal docketed as No. 21-0462 must be dismissed. Accordingly,

IT IS HEREBY ORDERED THAT the appeal docketed as No. 21-0462 is dismissed.

Issued: October 13, 2021
Washington, DC

Janice B. Askin, Judge
Employees' Compensation Appeals Board

Patricia H. Fitzgerald, Alternate Judge
Employees' Compensation Appeals Board

Valerie D. Evans-Harrell, Alternate Judge
Employees' Compensation Appeals Board