

<sup>2</sup> H.R. 1319, Public Law No. 117-2, 117<sup>th</sup> Congress (2021-2022) (enacted March 11, 2021).

prior to passage of the March 11, 2021 law. He requested that the March 3, 2021 decision be set aside. The Director further advised that, upon remand, that OWCP would determine, under ARPA and in compliance with FECA Bulletin No. 21-09 (issued April 29, 2021), whether appellant has met her burden to establish entitlement to FECA benefits for exposure to COVID-19 while in the performance of her federal duties.

On May 20, 2021 the Clerk of the Appellate Boards served appellant with a copy of the Director's motion to remand. No reply was received.

The Board, having duly considered this matter, grants the Director's motion. On remand, OWCP shall determine whether appellant has met her burden to establish entitlement to FECA benefits for exposure to COVID-19 while in the performance of her federal duties. Following other such further development, OWCP shall issue a *de novo* decision.

**IT IS HEREBY ORDERED THAT** the motion to remand filed by the Director of the Office of Workers' Compensation Programs is granted. The March 3, 2021 decision of the Office of Workers' Compensation Programs is set aside, and the case is remanded for further proceedings consistent with this order of the Board.

Issued: June 28, 2022  
Washington, DC

Janice B. Askin, Judge  
Employees' Compensation Appeals Board

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

A handwritten signature in dark ink, appearing to read "J. D. McGinley", written in a cursive style.

James D. McGinley, Alternate Judge  
Employees' Compensation Appeals Board