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

D.H., Appellant	)
	j
and	)
DEPARTMENT OF TRANSPORTATION,	)
FEDERAL AVIATION ADMINISTRATION,	Ś
Washington, DC, Employer	Ĵ
	)

**Docket No. 23-1017** Issued: December 22, 2023

Case Submitted on the Record

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

## **ORDER DISMISSING APPEAL**

Before: PATRICIA H. FITZGERALD, Deputy Chief Judge JANICE B. ASKIN, Judge JAMES D. McGINLEY, Alternate Judge

On July 26, 2023 appellant sought an appeal from a purported July 3, 2023 decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned the appeal Docket No. 23-1017.

The Board, having duly considered this matter, notes that the Board has jurisdiction to review final adverse decisions of OWCP issued under the Federal Employees' Compensation Act.<sup>1</sup> This jurisdiction encompasses any final adverse decision issued by OWCP within 180 days of the date appellant filed her appeal.<sup>2</sup> 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.<sup>3</sup> As there is no final adverse decision issued by OWCP over which the Board may properly

<sup>&</sup>lt;sup>1</sup> 5 U.S.C. § 8101 *et seq.*; 20 C.F.R. §§ 501.2(c) and 501.3(a).

<sup>&</sup>lt;sup>2</sup> 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."

exercise jurisdiction, the Board concludes that the appeal docketed as No. 23-1017 must be dismissed.<sup>4</sup> Accordingly,

IT IS HEREBY ORDERED THAT the appeal docketed as No. 23-1017 is dismissed.

Issued: December 22, 2023 Washington, DC

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

> Janice B. Askin, Judge Employees' Compensation Appeals Board

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

<sup>&</sup>lt;sup>4</sup> The Board's decisions and orders are "final upon the expiration of 30 days from the date of their issuance." 20 C.F.R. § 501.6(d).