

<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.”

issued by OWCP over which the Board may properly exercise jurisdiction, the Board concludes that the appeal docketed as No. 22-0966 must be dismissed.<sup>3</sup>

As there is no final adverse decision issued by OWCP over which the Board may properly exercise jurisdiction, the Board concludes that the appeal docketed as No. 22-0966 must be dismissed.

To the extent that this appeal constitutes a petition for reconsideration of the Board's March 30, 2022 order in Docket No 21-1065, the Board finds that this petition for reconsideration is untimely, the Board notes that its decision became final upon the expiration of 30 days from the date of issuance.<sup>4</sup> As appellant did not file his disagreement with the Board's March 30, 2022 order until June 10, 2022, this submission may not be deemed as a timely petition for reconsideration as it was filed in excess of 30 days from the date of issuance.<sup>5</sup> Thus, the petition for reconsideration of the March 30, 2022 Board order in Docket No. 21-1065 must be dismissed as untimely.

Accordingly,

**IT IS HEREBY ORDERED THAT** the appeal docketed as No. 22-0966 is dismissed.

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<sup>3</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).

<sup>4</sup> 20 C.F.R. § 501.6(d).

<sup>5</sup> *See id.* at § 501.7(a).

**IT IS FURTHER ORDERED THAT** the petition for reconsideration in Docket No. 21-1065 is dismissed as untimely filed.

Issued: February 28, 2023  
Washington, DC

Alec J. Koromilas, Chief Judge  
Employees' Compensation Appeals Board

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

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