

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

N.O., Appellant	)	
	)	
and	)	<b>Docket No. 20-0478</b>
	)	<b>Issued: March 10, 2023</b>
U.S. POSTAL SERVICE, QUINCY POST	)	
OFFICE, Quincy, IL, Employer	)	
	)	

*Appearances:*  
Allan J. Shapiro, Esq., for the appellant  
Office of Solicitor, for the Director

*Case Submitted on the Record*

**ORDER DISMISSING APPEAL**

Before:  
ALEC J. KOROMILAS, Chief Judge  
PATRICIA H. FITZGERALD, Deputy Chief Judge  
VALERIE D. EVANS-HARRELL, Alternate Judge

On December 31, 2019 appellant filed an appeal from an October 3, 2019 decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned Docket No. 20-0478.

The Board has duly considered this matter and 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 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> There are two decisions in the case record dated October 3, 2019; however, one of those decisions vacated a February 2, 2018 decision finding that the evidence of record was sufficient to establish aggravation of right knee osteoarthritis as an accepted condition and the other October 3, 2019 decision was a formal acceptance of that condition. As there is no final adverse decision

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

<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."

<sup>3</sup> *Id.*

issued by OWCP over which the Board may properly exercise jurisdiction, the Board concludes that the appeal docketed as Docket No. 20-0478 must be dismissed. Accordingly,

**IT IS HEREBY ORDERED THAT** the appeal docketed as Docket No. 20-0478 is dismissed.

Issued: March 10, 2023  
Washington, DC

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

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

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