



interlocutory posture.<sup>3</sup> As there is no final adverse decision issued by OWCP within 180 days of the filing of this appeal,<sup>4</sup> over which the Board may properly exercise jurisdiction, the Board concludes that the appeal docketed as Docket No. 23-0095 must be dismissed.<sup>5</sup> Accordingly,

**IT IS HEREBY ORDERED THAT** the appeal docketed as Docket No. 23-0095 is dismissed.

Issued: March 23, 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

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<sup>3</sup> *See id.* at § 501.2(c)(2), which provides: “There will be no appeal with respect to any interlocutory matter decided (or not decided) by OWCP during the pendency of a case.”; *see also L.F.*, Docket No. 21-0210 (issued April 27, 2022); *M.B.*, Docket No. 21-0127 (issued November 12, 2021); *T.D.*, Docket No. 19-1506 n.4 (issued November 4, 2020); *K.K.*, Docket No. 19-0652 (issued September 19, 2019).

<sup>4</sup> *See supra* note 2.

<sup>5</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).