

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

A.H., Appellant	)	
	)	
and	)	<b>Docket No. 23-0953</b>
	)	<b>Issued: October 30, 2023</b>
U.S. POSTAL SERVICE, POST OFFICE,	)	
Bolivar, MO, Employer	)	
	)	

<i>Appearances:</i> Alan J. Shapiro, Esq., for the appellant <sup>1</sup> Office of Solicitor, for the Director	<i>Case Submitted on the Record</i>
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**ORDER DISMISSING APPEAL**

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

On July 10, 2023 appellant through counsel, filed a timely appeal from a June 14, 2023, merit decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned Docket No. 23-0953.

In a letter dated and received October 12, 2023, counsel requested that the appeal be dismissed.

The Board has duly considered the matter and concludes that counsel's request for the dismissal of the appeal should be granted.<sup>2</sup> Accordingly,

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<sup>1</sup> In all cases in which a representative has been authorized in a matter before the Board, no claim for a fee for legal or other service performed on appeal before the Board is valid unless approved by the Board. 20 C.F.R. § 501.9(e). No contract for a stipulated fee or on a contingent fee basis will be approved by the Board. *Id.* An attorney or representative's collection of a fee without the Board's approval may constitute a misdemeanor, subject to fine or imprisonment for up to one year or both. *Id.*; see also 18 U.S.C. § 292. Demands for payment of fees to a representative, prior to approval by the Board, may be reported to appropriate authorities for investigation.

<sup>2</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).

**IT IS HEREBY ORDERED THAT** appellant's request for the dismissal of the appeal is granted. The appeal docketed as No. 23-0953 is dismissed.

Issued: October 30, 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