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<b>T.J., Appellant</b>	)	
	)	
<b>and</b>	)	<b>Docket No. 25-0232</b>
	)	<b>Issued: May 27, 2025</b>
<b>U.S. POSTAL SERVICE, CITY OF INDUSTRY</b>	)	
<b>PROCESSING &amp; DISTRIBUTION CENTER,</b>	)	
<b>City of Industry, CA, Employer</b>	)	
_____	)	

*Case Submitted on the Record*

By decision dated March 13, 2023, OWCP modified its March 18, 2022 decision to reflect that appellant's traumatic injury claim was denied for failure to establish the June 16, 2021 employment incident occurred as alleged.

By decision dated July 20, 2023, OWCP denied modification of its March 13, 2023 decision.

On October 10, 2024 appellant filed an appeal with the Board from OWCP's July 20, 2023 decision.

OWCP subsequently issued an October 10, 2024 decision denying modification of its July 20, 2023 decision.

The Board, having duly considered this matter, notes that the Board and OWCP may not simultaneously exercise jurisdiction over the same issue(s) in a case on appeal.<sup>1</sup> By the October 10, 2024 decision, OWCP denied modification of its July 20, 2023 merit decision, finding that the evidence of record was insufficient to establish that the June 16, 2021 incident occurred as alleged. However, the same merit issue was already pending before the Board in Docket No. 25-0014 when OWCP issued its October 10, 2024 decision. Consequently, OWCP's October 10, 2024 decision is null and void.<sup>2</sup>

As OWCP's October 10, 2024 decision is null and void, there is no final adverse decision issued by OWCP over which the Board may properly exercise jurisdiction. The Board, therefore, concludes that the appeal assigned Docket No. 25-0232 must be dismissed. Accordingly,

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<sup>1</sup> 20 C.F.R. §§ 501.2(c)(3), 10.626; *Douglas E. Billings*, 41 ECAB 880 (1990). See also *Order Dismissing Appeal, M.B.*, Docket No. 23-0750 (issued July 20, 2023); *Order Dismissing Appeal, A.J.*, Docket No. 22-1336 (issued May 15, 2023); *Order Dismissing Appeal, M.H.*, Docket No. 22-0880 (issued November 4, 2022).

<sup>2</sup> *Id.*; see also *G.W.*, Docket No. 19-0260 (issued July 10, 2020); *Cathy B. Millin*, 51 ECAB 331 (2000).

**IT IS HEREBY ORDERED THAT** the appeal docketed as No. 25-0232 is dismissed.

Issued: May 27, 2025  
Washington, DC

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

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

Janice B. Askin, Judge  
Employees' Compensation Appeals Board