United States Department of Labor
Employees' Compensation Appeals Board

B.N., Appellant	)	
	)	**Docket No. 26-0660**
and	)	**Issued: October 23, 2026**
DEPARTMENT OF HOMELAND SECURITY, FEDERAL LAW ENFORCEMENT TRAINING CENTER, Glynco, GA, Employer	)	

Appearances:
Appellant, pro se
Office of Solicitor, for the Director

Case Submitted on the Record

ORDER GRANTING MOTION TO REVERSE AND REMAND

Before:
ALEC J. KOROMILAS, Chief Judge
PATRICIA H. FITZGERALD, Deputy Chief Judge
JANICE B. ASKIN, Judge

On July 12, 2026 appellant filed a timely appeal from a July 9, 2026 merit decision of the Office of Workers' Compensation Programs (OWCP). By that decision, OWCP granted appellant a schedule award for 60 percent loss of use of the right testicle. The period of the award ran for 31.2 weeks, from April 24 through November 28, 2025.

The Director of OWCP filed a motion on July 21, 2026, requesting that the Board reverse OWCP's July 9, 2026 decision and remand the case for appropriate action. In this regard, he noted that a simple right orchiectomy was performed on January 23, 2024, and that 20 C.F.R. § 10.404 indicates that the amount of compensation due for the loss of a single testicle is "52 weeks." The Director further noted that "[i]t is well established that complete surgical loss of a scheduled member equals a 100 percent loss of use."[1] He, therefore, acknowledged that appellant is entitled to "100 percent impairment of the right testicle." On remand, the Director indicated that "appropriate action" would be taken.

The Clerk of the Appellate Boards served appellant with a copy of the Director's motion to reverse and remand. No reply was received.

[1] *Marilyn S. Freeland*, 57 ECAB 607, 607 (2006).

The Board, having duly considered this matter, therefore concludes that the motion shall be granted. Accordingly,

IT IS HEREBY ORDERED THAT the motion to reverse and remand is granted. The decision of the Office of Workers' Compensation Programs dated July 9, 2026 is reversed, and the case is remanded for further proceedings consistent with this order of the Board.

Issued: October 23, 2026
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