



BRB Nos. 20-0495 BLA
and 20-0498 BLA

BARBARA SHEPHERD)
(o/b/o and Widow of DAMON G.)
DEROSSETT))

Claimant-Respondent)

v.)

NATIONAL MINES CORPORATION)

and)

DATE ISSUED: 12/29/2021

OLD REPUBLIC INSURANCE COMPANY)

Employer/Carrier-)
Petitioners)

DIRECTOR, OFFICE OF WORKERS')
COMPENSATION PROGRAMS, UNITED)
STATES DEPARTMENT OF LABOR)

Party-in-Interest)

ORDER on)
RECONSIDERATION)

Employer and its Carrier (Employer) have filed a timely motion for reconsideration of the Benefits Review Board’s Decision and Order in *Shepherd v. Nat’l Mines Corp.*, BRB Nos. 20-0495 BLA and 20-0498 BLA (Dec. 29, 2021)(unpub.), affirming the ALJ’s award of benefits. 33 U.S.C. §921(b)(5); 20 C.F.R. §802.407(a). The Director, Office of Workers’ Compensation Programs, opposes Employer’s motion. Claimant has not filed a response.

After consideration of Employer's contentions and review of the Board's disposition of this case, no member of the panel voted to grant reconsideration. Therefore, Employer's motion for reconsideration is denied. 20 C.F.R. §§801.301(c), 802.409.

By Order of the Board:

Thomas O. Shepherd, Jr.
Clerk of the Appellate Boards