

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

L.M., Appellant)	
)	
and)	Docket No. 22-0678
)	Issued: May 25, 2023
U.S. POSTAL SERVICE, POST OFFICE,)	
Hartford, CT, Employer)	
)	

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

Case Submitted on the Record

ORDER DISMISSING APPEAL

Before:
PATRICIA H. FITZGERALD, Deputy Chief Judge
JANICE B. ASKIN, Judge
JAMES D. MCGINLEY, Alternate Judge

On March 14, 2022 the Clerk of the Appellate Boards inadvertently assigned Docket No. 22-0678 to a purported appeal from a decision of the Office of Workers' Compensation Programs (OWCP).

The Board, having duly considered this matter, notes that section 501.3(a) of the Board's *Rules of Procedure* provides that a "person adversely affected by a final decision of the Director [of OWCP], or his or her authorized Representative, may file for review of such decision by the Board."¹ Appellant checked the box on an OWCP "APPEAL REQUEST FORM," indicating that she was requesting an oral hearing before a representative of OWCP's Branch of Hearings and Review. Appellant did not state any factual and legal argument in favor of a Board appeal or indicate that she was in fact filing an appeal.² Thus, as it was not her intention to file an appeal with this Board from a final decision of OWCP, it was error to docket the appeal. The Board thus finds that neither a "person adversely affected" by a final OWCP decision, nor an "authorized Representative," has filed an application for review by the Board of a final decision issued by

¹ 20 C.F.R. § 501.3(a).

² *Id.* at § 501.3.

OWCP. As such, there is no valid appeal before the Board and Docket No. 22-0678 must be dismissed. Accordingly,

IT IS HEREBY ORDERED THAT the appeal docketed as No. 22-0678 is dismissed.

Issued: May 25, 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