

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of JOHNNY L. MILLER and DEPARTMENT OF VETERANS AFFAIRS,
VETERANS AFFAIRS REGIONAL OFFICE, St. Petersburg, Fla.

*Docket No. 97-1097; Submitted on the Record;
Issued November 18, 1998*

DECISION and ORDER

Before GEORGE E. RIVERS, DAVID S. GERSON,
WILLIE T.C. THOMAS

The issue is whether appellant has met his burden of proof to establish that he sustained a recurrence of disability after November 20, 1995 that was causally related to his accepted February 8, 1994 injury of cervical strain.

The Board has given careful consideration to the issue involved, the contentions of appellant on appeal and the entire case record. The Board finds that the January 6, 1997 decision of the hearing representative of the Office of Workers' Compensation Programs, finalized on that date, is in accordance with the facts and law in this case and hereby adopts the findings and conclusions of the hearing representative.¹

The decisions of the Office of Workers' Compensation Programs dated January 6, 1997 and May 8, 1996 are hereby affirmed.

Dated, Washington, D.C.
November 18, 1998

George E. Rivers
Member

David S. Gerson
Member

Willie T.C. Thomas
Alternate Member

¹ See *Robert S. Winchester*, 45 ECAB 135 (1993).