

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of WILLIAM L. DAVIS and DEPARTMENT OF LABOR,
MINE SAFETY & HEALTH ADMINISTRATION, Carroltown, PA

*Docket No. 98-2535; Submitted on the Record;
Issued March 15, 2000*

DECISION and ORDER

Before GEORGE E. RIVERS, DAVID S. GERSON,
MICHAEL E. GROOM

The issue is whether appellant has met his burden of proof in establishing that he sustained an injury in the performance of duty on June 4, 1997.

The Board has given careful consideration to the issue involved, the contentions of the parties on appeal and the entire case record. The Board finds that the January 6, 1998 decision of the Office of Workers' Compensation Programs' hearing representative is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.

The decision of the Office of Workers' Compensation Programs dated January 6, 1998 is affirmed.

Dated, Washington, D.C.
March 15, 2000

George E. Rivers
Member

David S. Gerson
Member

Michael E. Groom
Alternate Member