

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of BUD H. MARCROFT and U.S. POSTAL SERVICE,
POST OFFICE, San Diego, CA

*Docket No. 00-2634; Submitted on the Record;
Issued July 18, 2001*

DECISION and ORDER

Before DAVID S. GERSON, BRADLEY T. KNOTT,
PRISCILLA ANNE SCHWAB

The issue is whether appellant has any current condition or disability causally related to his May 21, 1983 employment injury.

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 May 15, 2000 decision of the hearing representative of the Office of Workers' Compensation Programs is in accordance with the facts¹ and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative.²

¹ The Board notes that the hearing representative found that appellant's date of birth was October 31, 1964 rather than February 17, 1931. This error does not affect the hearing representative's analysis of the case and is therefore harmless.

² The record contains an August 31, 2000 Office decision denying appellant's request for merit review of the May 15, 2000 decision. This decision was issued after appellant filed his appeal with the Board on August 15, 2000 and involved the same issue before the Board while the Board had jurisdiction over the case, and is therefore null and void. *Douglas E. Billings*, 41 ECAB 880 (1990).

The decision of the Office of Workers' Compensation Programs dated May 15, 2000 is hereby affirmed.

Dated, Washington, DC
July 18, 2001

David S. Gerson
Member

Bradley T. Knott
Alternate Member

Priscilla Anne Schwab
Alternate Member