

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of FRED M. EGAN and DEPARTMENT OF THE TREASURY,
INTERNAL REVENUE SERVICE, Richmond, VA

*Docket No. 01-742; Submitted on the Record;
Issued January 25, 2002*

DECISION and ORDER

Before DAVID S. GERSON, WILLIE T.C. THOMAS,
BRADLEY T. KNOTT

The issue is whether appellant is entitled to compensation for disability from November 26, 1997 and continuing.

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 October 10, 2000 decision of the Office of Workers' Compensation Programs is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.¹

¹ The medical reports dated April 13 and September 30, 1999 of the impartial medical specialist, Dr. James P.L. Hsu, a Board-certified orthopedic surgeon, in which he opined that appellant was sufficiently recovered from his June 28, 1996 employment injury to perform his usual work with periodic stretching constitutes the weight of the evidence. See *Richard L. Rhodes*, 50 ECAB 259, 263 (1999).

The Office of Workers' Compensation Programs' October 10, 2000 decision is affirmed.

Dated, Washington, DC
January 25, 2002

David S. Gerson
Member

Willie T.C. Thomas
Member

Bradley T. Knott
Alternate Member