United States Department of Labor Employees' Compensation Appeals Board

R.B., Appellant)
1120, Appelunt)
and) Docket No. 22-0952
U.S. POSTAL SERVICE, POST OFFICE, Chicago, IL, Employer) Issued: December 13, 2022)))
Appearances: Alan J. Shapiro, Esq., for the appellant ¹ Office of Solicitor, for the Director	Case Submitted on the Record

ORDER DISMISSING APPEAL

Before:

JANICE B. ASKIN, Judge

VALERIE D. EVANS-HARRELL, Alternate Judge

JAMES D. McGINLEY, Alternate Judge

<u>JURISDICTION</u>

On June 6, 2022 appellant, through counsel, filed a timely appeal from a May 13, 2022 merit decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned Docket No. 22-0952.

In a letter dated and received November 16, 2022, appellant through counsel, requested that the appeal be withdrawn.

¹ In all cases in which a representative has been authorized in a matter before the Board, no claim for a fee for legal or other service performed on appeal before the Board is valid unless approved by the Board. 20 C.F.R. § 501.9(e). No contract for a stipulated fee or on a contingent fee basis will be approved by the Board. *Id.* An attorney or representative's collection of a fee without the Board's approval may constitute a misdemeanor, subject to fine or imprisonment for up to one year or both. *Id.*; *see also* 18 U.S.C. § 292. Demands for payment of fees to a representative, prior to approval by the Board, may be reported to appropriate authorities for investigation.

The Board has duly considered the matter and concludes that appellant's request for the withdrawal of the appeal should be granted.² Accordingly,

IT IS HEREBY ORDERED THAT appellant's request for the withdrawal of the appeal is granted. The appeal docketed as No. 22-0952 is dismissed.

Issued: December 13, 2022 Washington, DC

> Janice B. Askin, Judge Employees' Compensation Appeals Board

> Valerie D. Evans-Harrell, Alternate Judge Employees' Compensation Appeals Board

> James D. McGinley, Alternate Judge Employees' Compensation Appeals Board

 $^{^2}$ The Board's decisions and orders are final upon the expiration of 30 days from the date of their issuance. 20 C.F.R. \S 501.6(d).