

**United States Department of Labor
Employees' Compensation Appeals Board**

C.S., Appellant)	
)	
and)	Docket No. 24-0378
)	Issued: May 28, 2024
U.S. POSTAL SERVICE, SANTA ANA)	
WINDOW SERVICES POST OFFICE,)	
Santa Ana, CA, Employer)	
)	

Appearances:
Appellant, pro se
Office of Solicitor, for the Director

Case Submitted on the Record

ORDER DISMISSING APPEAL

Before:
ALEC J. KOROMILAS, Chief Judge
PATRICIA H. FITZGERALD, Deputy Chief Judge
VALERIE D. EVANS-HARRELL, Alternate Judge

On February 26, 2024 appellant sought an appeal from a February 22, 2024 merit decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned the appeal Docket No. 24-0378.

The Board, having duly considered the matter, notes that the Board has jurisdiction to review final adverse decisions of OWCP issued under the Federal Employees' Compensation Act (FECA).¹ This jurisdiction encompasses any final decision issued by OWCP within 180 days of the date appellant filed the appeal.² The February 22, 2024 decision is an expansion of the acceptance of the claim. Therefore, it is not averse to appellant and is not subject to appeal.³ As there is no final adverse decision issued by OWCP over which the Board may properly exercise

¹ 5 U.S.C. § 8101 *et seq*; 20 C.F.R. §§ 501.2(c) and 501.3(a).

² *Id.* at § 501.3(e) provides in pertinent part: Any notice of appeal must be filed within 180 days from the date of issuance of a decision of OWCP.

³ *Id.* at § 501.3(a).

jurisdiction, the Board concludes that the appeal docketed as No. 24-0378, must be dismissed.⁴ Accordingly,

IT IS HEREBY ORDERED THAT the appeal docketed as No. 24-0378 is dismissed.

Issued: May 28, 2024
Washington, DC

Alec J. Koromilas, Chief Judge
Employees' Compensation Appeals Board

Patricia H. Fitzgerald, Deputy Chief Judge
Employees' Compensation Appeals Board

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

⁴ The Board's decisions and orders are final upon the expiration of 30 days from the date of their issuance. *Id.* at § 501.6(d).