

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

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In the Matter of SYDNEY RUGGIERO and DEPARTMENT OF THE ARMY/AIR FORCE  
NATIONAL GUARD, Hartford, CT

*Docket No. 01-111; Submitted on the Record;  
Issued March 12, 2002*

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DECISION and ORDER

Before ALEC J. KOROMILAS, MICHAEL E. GROOM,  
A. PETER KANJORSKI

The issues are: whether appellant established that she sustained an occupational disease in the performance of duty, as alleged; and (2) whether the Office of Workers' Compensation Programs properly denied appellant's request to issue a subpoena.

The Board has given careful consideration to the issues involved, the contentions of the parties on appeal and the entire case record. The Board finds that the decision of the Office hearing representative dated July 24, 2000 is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative.

The decisions of the Office of Workers' Compensation Programs dated July 24, 2000 and December 9, 1999 are hereby affirmed.

Dated, Washington, DC  
March 12, 2002

Alec J. Koromilas  
Member

Michael E. Groom  
Alternate Member

A. Peter Kanjorski  
Alternate Member