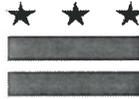


GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Employment Services

MURIEL BOWSER
MAYOR



DEBORAH A. CARROLL
DIRECTOR

COMPENSATION REVIEW BOARD

CRB No. 14-137 (R)

BRUCE TULLOCH,
Claimant,

v.

SODEXO, INC., and
GALLAGHER BASSETT SERVICES,
Employer-Third Party Administrator.

On Remand from the District of Columbia Court of Appeals
No. 15-AA-491, Mem. Op. & J. (D.C. July 29, 2016)

Appeal from an October 29, 2016 Compensation Review Board
Decision and Order affirming an October 29, 2014 Compensation Order

By Administrative Law Joan E, Knight.
AHD No. 12-541, OWC No. 669344

DEPT. OF EMPLOYMENT
SERVICES
COMPENSATION REVIEW
BOARD
2016 SEP 19 PM 12 54

(Issued September 19, 2016)

Matthew Peffer for Claimant
Julie D. Murray for Employer

LAWRENCE D. TARR, *Chief Administrative Appeals Judge*, for the Compensation Review Board

ORDER ON REMAND

This case is before the Compensation Review Board (“CRB”) on the July 29, 2016 Memorandum Opinion and Judgment from the District of Columbia Court of Appeals (“DCCA”). In that opinion, the DCCA affirmed the CRB’s conclusion that Claimant is disabled because of his April 3, 2010 accident at work, and that this disability was independent from Claimant’s non-work-related debilitating strokes.

The DCCA remanded this case for two reasons. The DCCA instructed the CRB to remand this case back to the administrative law judge (“ALJ”) to make additional findings on the issue of the appropriate date for the commencement of Claimant’s benefits. The DCCA also instructed the CRB to address whether Employer preserved the legal issue of whether it is appropriate for a claimant who has suffered two disabling injuries, one work related and one not, to receive disability benefits, and if that issue was preserved, may such claimant receive disability benefits.

Therefore, consistent with the DCCA's decision, this case is remanded to the Administrative Hearings Division ("AHD"). The AHD is directed to make additional findings which explain why the Claimant was awarded ongoing benefits commencing on December 17, 2010.

The AHD is further directed to serve a copy of the ALJ's final order in this matter to the CRB so that it can comply with the second DCCA remand instruction. The CRB will also consider the ALJ's remand finding, in the event either party disputes the ALJ's decision with respect to the commencement date for benefits.

So ordered.