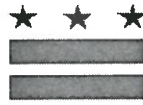


GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Employment Services

MURIEL BOWSER
MAYOR



ODIE DONALD II
ACTING DIRECTOR

COMPENSATION REVIEW BOARD

CRB No. 17-031

**HORACE E. HENSLEY,
Claimant–Petitioner,**

v.

**CHEECHI & COMPANY and
ATLANTIC MUTUAL INSURANCE CO.,
MARYLAND PROPERTY & CASUALTY INSURANCE GUARANTY CORPORATION
and DISTRICT OF COLUMBIA INSURANCE GUARANTY ASSOCIATION,
Employer/Insurer-Respondents.**

DEPT. OF EMPLOYMENT
SERVICES
COMPENSATION REVIEW
BOARD
2017 APR 20 AM 11 22

Appeal from a March 23, 2017 Order Denying Claimant’s Motion
for Issuance of Compensation Order After Filing Application for Review
by Administrative Law Judge Donna J. Henderson
AHD No. 92-359L, OWC No. 115568

(Decided April 20, 2017)

Horace Hensley, *Pro Se* Claimant
Alan M. Carlo for Employer
Joseph C. Tarpine, III for District of Columbia Insurance Guaranty Association

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

ORDER DISMISSING APPLICATION FOR REVIEW

This case is before the Compensation Review Board (“CRB”) on the Application for Review (“AFR”) filed by Horace E. Hensley challenging the March 23, 2017 “Order Denying Claimant’s Motion For Issuance of Compensation Order After Filing of Application For Review” issued by an Administrative Law Judge (“ALJ”) in the Administrative Hearings Division (“AHD”). .

The ALJ held a formal hearing on January 24, 2017 to consider Claimant's request for an increase in his compensation rate. After the formal hearing, Claimant filed an Application for Review of two of the ALJ's earlier orders: the January 12, 2017, Order that dismissed the District of Columbia Insurance Guaranty Association and dismissed a penalty claim against the Maryland Property & Casualty Insurance Guaranty Corporation and the January 23, 2017 Order denying reconsideration of the January 12, 2017 Order.

We find the ALJ correctly denied issuing a compensation order from the formal hearing because the AHD was divested of jurisdiction due to Claimant's pending appeal of the two orders.

On April 19, 2017, the CRB issued its decision in Claimant's pending appeal. *See Horace Hensley v. Cheechi & Company*, CRB No. 17-013 (April 19, 2017). Therefore, AHD no longer is divested of jurisdiction from issuing a compensation order from the formal hearing.

This matter is remanded to the Administrative Hearings Division for such action as it deems appropriate.

So ordered.