



BRB No. 19-0281  
Case No. 2018-LHC-00601  
OWCP No. 08-302298

EDWARD D. DAVALOS	)	
	)	
Claimant-Respondent	)	
	)	
v.	)	
	)	DATE ISSUED: 05/08/2019
PORT AMERICA TEXAS,	)	
INCORPORATED	)	
	)	
and	)	
	)	
PORTS INSURANCE COMPANY,	)	
INCORPORATED	)	
	)	
Employer/Carrier-	)	
Petitioners	)	ORDER

On April 25, 2019, employer notified the Board that it has filed with Administrative Law Judge Larry W. Price a motion for modification pursuant to Section 22 of the Act, 33 U.S.C. §922. Employer moves the Board to dismiss its appeal without prejudice and to remand the case to Judge Price.

We dismiss employer’s appeal without prejudice and remand the case to the administrative law judge for modification proceedings. 20 C.F.R. §802.301(c). Employer’s appeal of the administrative law judge’s initial decision will be reinstated provided employer files a motion for reinstatement within 30 days of the date the administrative law judge’s decision on modification is filed by the district director. 20 C.F.R. §802.301(c). Any party adversely affected by the decision granting or denying modification may file a new appeal with the Board within 30 days of the date the decision on modification is filed. 33 U.S.C. §921(a); 20 C.F.R. §§802.205, 802.301(c).

JUDITH S. BOGGS, Chief  
Administrative Appeals Judge

GREG J. BUZZARD  
Administrative Appeals Judge

JONATHAN ROLFE  
Administrative Appeals Judge