

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 14-2407

CERES MARINE TERMINALS, INC.,

Petitioner,

v.

DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, UNITED STATES DEPARTMENT OF LABOR; ANTHONY K. WALLACE; TARTAN TERMINALS, INCORPORATED; AMERICAN LONGSHORE MUTUAL ASSOCIATION, LTD.,

Respondents.

On Petition for Review of an Order of the Benefits Review Board.
(14-0124; 14-0124A)

Submitted: July 31, 2015

Decided: August 13, 2015

Before SHEDD, FLOYD, and THACKER, Circuit Judges.

Petition denied by unpublished per curiam opinion.

Lawrence P. Postol, SEYFARTH SHAW, L.L.P., Washington, D.C., for Petitioner. Heather H. Kraus, SEMMES, BOWEN, and SEMMES, Baltimore, Maryland; Patrick Marlin Wysong, BERMAN, SOBIN, GROSS, FELDMAN & DARBY, LLP, Lutherville, Maryland; Kathleen Kim, Mark A. Reinalter, UNITED STATES DEPARTMENT OF LABOR, Washington, D.C., for Respondents.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Ceres Marine Terminals, Inc., seeks review of the Benefits Review Board's decision and order affirming the administrative law judge's ("ALJ") order finding that Ceres is the employer responsible for payment of temporary total disability benefits to Anthony K. Wallace, pursuant to 33 U.S.C. §§ 901-950 (2012). Our review of the record discloses that the ALJ and the Board applied the proper legal standard, and the ALJ's decision is based upon substantial evidence. Accordingly, we deny the petition for review. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

PETITION DENIED