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Director, Office of Workers' Compensation Programs v. Greenwich Collieries: *The Reasons for and Ramifications of Eliminating "True Doubt"*

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Abstract by Sarah P. Kenney

In this case note, the author examines the Supreme Court's decision in *Director, Office of Workers' Compensation Programs v. Greenwich Collieries*. The *Greenwich Collieries* court eliminated the "true doubt" rule by concluding that plaintiffs must bear the burden of persuasion when raising a claim, rather than the burden of proof. This note analyzes the Court's reasoning, including its analysis of "true doubt," concluding that its decision counteracted previous precedent that interpreted the statute in a different manner. Despite their newfound inability to utilize the true doubt rule, the author suggests that administrative law judges can achieve the same result, albeit at a higher cost to plaintiffs, by changing the emphasis they give to different evidence.