

RESOLUTION NO. 26-15

**CAMDEN COUNTY INSURANCE FUND COMMISSION
AUTHORIZING WORKERS COMPENSATION SETTLEMENT WITH
EDWARD TROUT**

WHEREAS, Edward Trout has filed a claim against the Camden County Insurance Fund Commission with the State of New Jersey, Department of Labor, Division of Workers' Compensation; and

WHEREAS, the parties have recommended a resolution for 20% of the right leg for a total settlement in the amount of \$13,293.00, plus costs of \$2,659.00; and

WHEREAS, the claim so filed has been resolved, now, therefore,

BE IT RESOLVED, by the Camden County Insurance Fund Commission that disposition of the claim filed by the above-referenced individual is authorized as follows:

<u>CLAIMANT</u>	<u>PETITION NO.</u>	<u>AMOUNT OF AWARD</u>
Edward Trout	CP2012-16613	\$13,293.00 (20% right leg)
		\$2,659.00 (costs)

BE IT FURTHER RESOLVED, that the proper Commission officials and/or their agents, be and are hereby authorized to execute such documents as shall be necessary to effect the disposition set forth above.

ADOPTED: 4-23-15

BY:



CHAIRPERSON

ATTEST:



VICE-CHAIRPERSON

Camden County Insurance Commission Settlement Authority Request

Claimant: Edward Trout

CSI File Number #: 630 111 481

CSI Handling Adjuster: Huguetta S. Atherton

CSI Adjuster Phone: 856-380-6539

Date : March 23,2015

Claim Type: Workers' Compensation

Date of Incident/Loss: 10/04/11-1:00 PM

Department: Jail

Litigation : Yes

Defense Attorney: Chris Saracino-Pietras Saracino-

Claimant/Plaintiff Attorney: Atty. John Eichmann

Policy Type: Workers' Compensation

Petitioner has filed CP2012-16613

DEFENSE COUNSEL RECOMMENDATIONS:

Per enclosed PAR of March 23,2015 and counsel's correspondence of December 10,2014, it is counsel's recommendation that this matter be resolved for 20% of the leg or \$13,293.00 plus costs of \$2,659.00 for a total of \$15,952.00.

Seeking settlement authorization in the amount of \$15,952.00 as outlined above. Last payment authority received 11/27/12 was for \$ 44,243.00- we are now seeking payment authority up to \$47,145.00, increase of \$ 2,902.00

APPROVAL FROM CCIC :

YES

NO

**Camden County Insurance Commission
Payment Authority Request- Camden Proper**

Claimant: Edward Trout	Status as of: March 23,2015
Date of Birth: 01/22/1962	Claim Type: Indemnity
Date of Hire: 09/23/1996	Date/Time of Loss: 10/04/2011 1:00 PM
CSI File Number: 630-111-0000481	Location:
CSI Handling Adjuster: Huguette S. Atherton	Department: Jail
CSI Adjuster Phone: 856-380-6539	Litigation: Yes
Excess Carrier: Meadowbrook	Defense Attorney: Chris Saracino-Pietras Saracino
Excess Notice Data:	Claimant/Plaintiff Attorney:
Excess Handling Adjuster:	Claimant/Plaintiff Attorney Firm: John Eichmann Esquire.
Excess Adjuster Phone:	Claimant/Plaintiff Attorney Phone:
Member Entity SIR: \$250,000.00	Policy Type: Workers' Compensation
CIB: yes	CEL-JIF Companion File#:
Subrogation: Not applicable, incident occurred as a result of job duties and no third party is involved	AWW-\$ 1,601.00-Comp.Rate-\$ 792.00

Summary of the Incident Facts:

Petitioner, a corrections officer, on 10/04/11 as he was escorting an inmate to the housing area stepped into a hole between the sliding door and inner gate twisted right knee. Initial evaluation was at Worknet, Dr. Moore-diagnosis-right knee sprain/strain-treatment- PT sessions-work status-modified duty. Follow up of 10/27/11, Dr. Moore discharged petitioner from care released him to regular duty.

On 02/13/12, the department reported that petitioner continued to report ongoing discomfort in the right knee. She was referred back to Dr. Moore at Worknet; an MRI of the right knee was ordered which revealed a meniscus tear. Dr. Moore recommended an orthopedic referral.

Evaluation scheduled with Ortho. Dr. Ponzio on 3/2/12, he reviewed the MRI results and diagnosis-right knee medial meniscus tear. Surgery recommended that took place on 05/02/12, (petitioner was already scheduled for root canal on 04/11/12). Post op evaluation on 05/09/12, physical therapy was recommended for 4 weeks and he remained out of work. Last seen for follow on 06/11/12, with Dr. Ponzio and was discharged from care-and released to work regular duty.

Claim Petition received CP2012-16613.

Permanency evaluations scheduled on both sides, petitioner's expert Dr. Klein estimated 65% for the statutory right leg, the County's expert, Dr. Peacock estimated 5% of the statutory right leg. Per counsel's correspondence enclosed all parties have agreed to resolve this claim for 20% of the leg or \$13,293.00 plus costs of \$2,659.00 for a total of \$15,952.00

Strategy/Action Plan:

1-Prepare updated PAR and SAR for discussion at the CCIC meeting of

04/07/15 to obtain settlement authority and inform counsel accordingly-2-At next diary, pending

on further developments, if warranted will review and adjust the reserves to reflect potential case exposure.