

KWORCC Select Claim Report
Presented February 23, 2017

CLAIM SUMMARY-SETTLEMENT REQUEST

Employer: Ellsworth County

Claim No.: 2015WR000062

Employee Age: 50

AWW: \$ 785.07

Attorneys: Employee N/A for comp.

Adjuster: Tina Cox

Date of Injury: 12-1-15

Job Description: EMS

Updated: 2-13-17

TTD Rate: \$ 521.41

Employer: Ron Laskowski for SH

| | Medical | Indemnity | Expense | Total |
|-------------|-------------|-------------|------------|--------------|
| Reserves | \$22,451.15 | \$36,085.60 | \$ 822.72 | \$59,359.47 |
| Amount Paid | \$42,548.85 | \$30,914.40 | \$2,177.28 | \$75,640.53 |
| Outstanding | \$65,000.00 | \$67,000.00 | \$3,000.00 | \$135,000.00 |

Accident Description/Nature of Injury:

- Employee was in the rear of ambulance transporting a patient to Salina Hospital when a farm truck traveling in the same direction turned left in to field. Ambulance was attempting to pass at the same time.

Investigation/Compensability

- Timely notice, within course and scope of employment and compensability was accepted. No drug or alcohol defenses. No pre-existing conditions identified.

Medical Management

- Employee did not seek medical treatment until 12-4-15 when MRI showed rotator cuff tear. First surgery 4-20-16 and a subsequent surgery 10-21-16. Patient was released with no follow-up 1-12-17.

Periods of Disability

- TTD paid 12-1-15 to 1-20-17 when he reached MMI. He has not returned to work for Ellsworth County.

Permanent Partial Impairment/Permanent Disability

- Dr. James McAtee, the authorized treating physician, provides 40% PPI to the right upper extremity.

Subrogation/Other Issues

- Subrogation claim on file with American Family; however, they have denied and claimant retained Dustin DeVaughn for that claim. Suit has not yet been filed as they were waiting for this claimant to reach MMI.
- Catastrophic claim with 2 employees injured in one accident has been filed with excess carrier, Safety National, and I have provided regular updates should the 2 claims reach the specific retention of \$750,000.00.

Plan of Action:

- Request settlement authority to \$34,559.05 for full and final settlement.

Dr. McAtee 2-10-17 - 40% RUE PPI

225 weeks - 59.29 weeks = 165.71 weeks x 40% = 66.28 weeks x \$521.41 = \$34,559.05