

Machine operator dies of pulmonary embolism at work

Defense expert said medical history played role in condition

Published: November 13, 2006

\$150,000 settlement

In August 1997, the decedent, a machine operator, died of a pulmonary embolism during the course of his employment.

The plaintiff took the position — and offered expert testimony — that the embolism was due to the nature of the decedent's job, which required him to sit for eight hours per day.

The insurance company argued that there was no causal relationship between the decedent's job and his death.

The insurance carrier's expert testified that the decedent's medical history, including the fact that he had diabetes and high blood pressure, played a major role on the issue of proximate cause.

A hearing on the matter had already started and was partially completed when the parties reached an agreement pursuant to mediation.

Type of action: Workers' compensation

Injuries alleged: Pulmonary embolism

Name of case: Withheld

Court/case #: Withheld

Tried before judge or jury: N/A (settled)

Name of judge: N/A (settled)

Amount of settlement: \$150,000

Date: Sept. 6, 2005

Most helpful experts: Dr. Curtis Mello, pulmonary, Dartmouth; Dr. America Almeida, internist, Fall River

Attorney: Goncalo M. Rego, Law Offices of G.M. Rego, Fall River (for the plaintiff)

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Detailed Information

Type:	Settlement
Total Value:	\$150,000.00
Breakdown and distribution of Total Value:	\$150,000
Verdict/Settlement Date:	9/6/2005
Type of Action:	Workers' Compensation
Court:	Withheld
Case Number:	Confidential
Caption:	<i>Confidential v. Confidential</i> Plaintiff(s) v. Defendants(s)

Confidential Confidential

Injuries Alleged:

Other
(Other Text: Detail)

Injuries Detail:

Pulmonary embolism

Tried Before:

Not Applicable

Attorney(s) for Plaintiff(s)

Lead Attorney:

Goncalo M. Rego

Firm:

Law Offices of G.M. Rego

Attorney(s) for Defendant(s)

Lead Attorney:

Unspecified Attorney

Firm:

Insurance Carrier(s)

No insurance companies involved

Plaintiff(s) Expert(s)

No plaintiff experts

Defendant(s) Expert(s)

No defendant experts