

Employee's ability to work questioned after accident

Published: August 3, 2009

On July 28, 2005, an employee, 48, injured his left forearm and ulnar fingers while capping a pipe on a piece of wood.

A year later he required surgery involving a left lateral epicondylar release and a left cubital tunnel decompression. He followed the procedures with a course of physical therapy and injections.

The insurer was prepared to argue that the employee could do sedentary work and thus was not eligible for Section 34A benefits (permanent disability).

The employee was examined by the impartial examiner who opined that he was, in fact, capable of sedentary work. The case settled before a scheduled hearing.

Type of action: Workers' compensation

Injuries alleged: Injuries to left arm and ulnar fingers

Name of case: Withheld

Court/case no.: Withheld

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

Amount of settlement: \$350,000

Date: April 2009

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

Detailed Information

Type:	Settlement
Total Value:	\$350,000.00
Verdict/Settlement Date:	4/1/2009
Type of Action:	Workers' Compensation
Court:	Confidential
Case Number:	Confidential
Caption:	<i>Confidential v. Confidential</i> Plaintiff(s) v. Defendants(s)

Confidential Confidential

Injuries Alleged:

Shoulder, arm, elbow, wrist, hand

Tried Before:

Not Applicable

Attorney(s) for Plaintiff(s)

Lead Attorney:

Goncalo M. Rego

Firm:

Law Offices of G.M. Rego (Fall River, Massachusetts)

Attorney(s) for Defendant(s)

No defendant attorneys

Insurance Carrier(s)

No insurance companies involved

Plaintiff(s) Expert(s)

No plaintiff experts

Defendant(s) Expert(s)

No defendant experts