

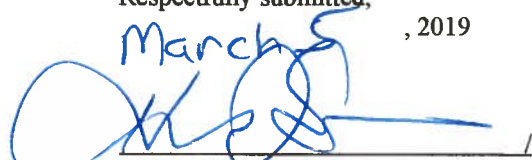
STATE OF FLORIDA
Division of Administrative Hearings
Office of the Judge of Compensation Claims
District " " **WPB**

CLAIM NUMBER: **06-023443TAH**
DATE(S) OF ACCIDENT: **6/23/05**
CLAIMANT: **Cassandra Wooten**
EMPLOYER: **City of Riviera Beach**
CARRIER/ SERVICING AGENT: **Gallagher Bissett Services, Inc.**

Judge
PRETRIAL: TRIAL:
CLAIMANT'S COUNSEL: **Michael J. Celeste**
E/C/SA's COUNSEL: **Linette Waterman**

MEDIATION REPORT

1. A Mediation Conference was conducted by Mediator Howard Scheiner on **March 5**, 2019.
2. The following were in attendance:
- 1. Claimant: ✓
 - 2. Claimant's Counsel: ✓
 - 3. Employer: ✓
 - 4. Carrier/Servicing Agent: ✓
 - 5. E/C/SA's Counsel: ✓
 - 6. Other Attendees:
3. At the Mediation Conference, the parties:
- a) Completely resolved all issues as set forth in the attached Agreement. By Order of the J.C.C., the Pretrial Conference and Final Hearing are hereby canceled.
 - b) Completely resolved all issues as set forth in the attached Agreement; except for Attorney's Fees. By Order of the J.C.C., the Pretrial Conference and Final Hearing are hereby canceled. Should a fee hearing be necessary, Counsel for the Claimant shall contact the Office of the J.C.C. to schedule same.
 - c) Resolved only those issues as set forth in the attached Mediation Agreement corresponding to the Petition for Benefits dated _____ . Pretrial and Final Hearing should remain scheduled.
 - d) Were ordered to reconvene the Mediation, which is to be concluded PRIOR to the Final Hearing. Pretrial and Final Hearing should remain scheduled.
 - e) Did not resolve any issues.
_____ Pretrial and Final Hearing should remain scheduled.
_____ No Pretrial or Final Hearing is set. Please set.
 - f) Other: _____

Respectfully submitted,
March 5, 2019


Certified Mediator

STATE OF FLORIDA
Division of Administrative Hearings
Office of the Judge of Compensation Claims
District "NPB"

CLAIMANT: Cassandra Wooten CLAIM NUMBER: 06-023443 DATE OF ACCIDENT: 6/23/05

MEDIATION SETTLEMENT AGREEMENT

- () This is not a Washout Settlement under F.S. 440.20 (11).
- (✓) This is a Washout Settlement under F.S. 440.20 (11). The attached mediation Settlement Agreement is stipulated to and agreed to by the undersigned parties in the presence of the undersigned Certified Mediator. Parties acknowledge receipt of a copy of this agreement and request that it be presented to the Judge of Compensation Claims for approval, if necessary.
- (✓) Attached hereto and incorporated by reference is the addendum of 1 page(s) to this Mediation Settlement Agreement.

Cassandra Wooten
Claimant
Lynette M. Waterman (for)
Employer/Carrier/SA
Lynette M. Waterman
E/C/SA's Counsel
N/A
Interpreter
3/5/19
Date
Certified Mediator

ORDER ON MEDIATION SETTLEMENT AGREEMENT

THIS CAUSE came before consideration pursuant to Rule 60Q-6.110, Florida Administrative Code, the attached Mediation Report and the Mediation Settlement set forth above, and the parties having stipulated to those matters contained in said agreement, the undersigned after reviewing the same finds and it is hereby

ORDERED AND ADJUDGED as follows:

() In compliance with Rule 60Q-6.110, Florida Administrative Code, the aforesaid Mediation Settlement Agreement entered into by the parties is hereby approved without objections and its terms are incorporated herein by reference.

DONE AND ORDERED in Chambers.

Judge of Compensation Claims

I HEREBY CERTIFY that the above Order was entered and a copy mailed to each party and their attorney on this day of _____, 2019.

Secretary to Judge of Compensation Claims

MEDIATION SETTLEMENT AGREEMENT ADDENDUM

The parties agree to a complete resolution of this case based upon the following terms:

- 1) The E/C/SA will pay the claimant \$ 60,000.00 out of which the claimant will pay his/her attorney a fee of \$ 6,750.00 and costs of \$ 3,250.00 thereby netting \$ 50,000.00 and will pay her attorney a fee of \$ 10,000.00 based upon previously obtained benefits for the claimant. Claimant will net \$ 40,000.00.
- 2) ~~Approved~~ This is contingent upon city council ~~commission~~ approval.
- 3) Upon commission approval being conveyed to claimant's attorney, all benefits will cease. until approval, ~~the~~ treatment will be limited to conservative, palliative non-invasive care.
- 4) This includes all dates of accident with this employer.
- 5) The claimant agrees to execute subsequent washout documents to release ~~the~~ Munich Re America, Inc., Excess and Surplus Lines Insurance Co., Gallagher Bassett & City of Riviera Beach and its agents or assigns.

The parties will submit a separate stipulation detailing that the E/C/SA will pay the claimant's attorney a separate fee of \$ and costs of \$ _____ for all past due fees and costs based upon previously obtained benefits for the claimant.

The Parties understand and acknowledge that approval by the ICC of this agreement as to any issue other than attorneys fees and satisfaction of child support arrearages is not specifically required and that this agreement is binding upon execution by the parties.

Upon approval of the attorneys fees related to this washout, all pending petitions will be dismissed and/or withdrawn.

Any separate stipulation agreed to by the parties herein is intended to be integrated with the washout agreement and unenforceable individually.

The E/C agrees to pay for the mediation fee associated with this mediation.

CW