

APPEAL PANEL DECISION FORM

I. CLAIMANT AND CLAIM INFORMATION

Claimant Name	Last/Name of Business [REDACTED]	First [REDACTED]	Middle [REDACTED]
Claimant ID	[REDACTED]	Claim ID	[REDACTED]
Claim Type	Business Economic Loss		
Law Firm	[REDACTED]		

II. DECISION

Select the Compensation Amount set forth in either BP's Final Proposal or the Claimant's Final Proposal as the final outcome on the claim and check the appropriate box to signify your decision.

<input type="checkbox"/> BP's Final Proposal	Compensation Amount	\$62,138
	Risk Transfer Premium	.25
	Prior Payment Offset	\$0
<input type="checkbox"/> Claimant's Final Proposal	Compensation Amount	\$133,310.34
	Risk Transfer Premium	.25
	Prior Payment Offset	\$0
<input checked="" type="checkbox"/> Remand to Claims Administrator		

III. PRIMARY BASIS FOR PANELIST DECISION

Please select the primary basis for your decision. You may also write a comment describing the basis for your decision.

- Error in documentation review.**
- Error in calculation.**
- Error in RTP multiplier.**
- Error in Prior Spill-Related Payment Amount.**
- No error.**

Comment (optional):

The Claimant is a Zone D surveying and engineering company located in [REDACTED] Florida. The issue with which this panelist has struggled is the claim by BP that the Administrator misclassified a Leased Labor Expense as fixed, when it clearly appears to be a contracted labor services type expense which is variable. This is a significant



part of the award. A Summary Review was requested and the reply confirms that these people are employees of the leasing company. This is the type of labor force that would vary with the amount of work the business contracted and is therefore a variable expense. The classification of the Supplies Expense is correctly presented by the Administrator. The claim is remanded to the Administrator for calculation of the award reduced by the Leased Labor Expense.