



APPEAL PANEL DECISION FORM

I. CLAIMANT AND CLAIM INFORMATION

Claimant Name	Last/Name of Business ██████████.	First ██████████	Middle ██████████
Claimant ID	██████████	Claim ID	██████████
Claim Type	Business Economic Loss		
Law Firm	██████████		

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	\$26,562.89
	Risk Transfer Premium	.25
	Prior Payment Offset	\$0
<input checked="" type="checkbox"/> Claimant's Final Proposal	Compensation Amount	\$32,925.38
	Risk Transfer Premium	.25
	Prior Payment Offset	\$0

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):

Claimant, located in ██████████ LA, filed a BEL claim in which the Settlement Program awarded \$46,173.89. Claimant in its Final Proposal indicated a willingness to accept an adjustment to \$32,925.38, but BP's appeals requesting a remand with instructions to resolve material discrepancies in Claimants financial data, or if a remand is deemed not appropriate, a Final Proposal of \$26,562.89. BP contends that the Settlement Program's use of suspect P&Ls and failure to utilize the amounts from Claimant's sales and use tax returns and

reconciliations provided by the Claimant resulted in a potential overstatement of \$19,611 pre-RTP, and subtracting that figure from the Settlement Programs award of \$46,173.89 results in BP's Final Proposal of \$26,562.89. Claimant does admit that BP's arguments have some merit but that its Initial and Final Proposals are not supported by the record, the alleged discrepancies are not material, but small and the Claims Administrator is provided with the power to exercise its discretion in such matters. As to the accounts payable adjustment, Claimant does concede that some of this amount are variable expenses, and provides a worksheet showing the differences. After a long a tedious journey through the financials, this panelist is convinced that Claimant's downwardly adjusted figure is closer to the mark than BP's. Claimant's Final Proposal prevails.