



**APPEAL PANEL DECISION FORM**

**I. CLAIMANT AND CLAIM INFORMATION**

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

**II. DECISION**

**Denial Upheld**

**Denial Overturned**

**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.

- Claim should have been excluded.**
- Claim should have been denied.**
- Claim should not have been excluded.**
- Claim should not have been denied.**
- No error.**

**Comment (optional):**

Claimant is a healthcare provider with locations in Louisiana. The Claims Administrator denied this claim on the basis that under the Decline-Only test Claimant was unable to furnish specific documentation identifying factors outside of Claimant's control that prevented recovery in 2011. BP also asserts that the Claimant did not satisfy the Customer Mix test. Claimant only submitted one document from the Claimant's president as to outside factors. Policy 474 clearly states that documentation prepared by the claimant, claimant's accountant or claimant's attorney is not sufficient on its own to satisfy this requirement. Claimant urges that it should have been given another chance by the issuance by the Settlement Program of an Incompleteness Notice as opposed to the Denial Notice, but Claimant has already been given another opportunity to attempt to correct this fault and was again denied for its failure to do so. Having determined that the Claimant has failed to satisfy this requirement of specific documentation outside Claimant's control that prevented recovery in 2011, the second basis for denial (failure to satisfy the Customer Mix test) need not be reached. Even Claimant concedes this issue should not be reached on appeal because the Claims Administrator never made a calculation relating to Customer Mix because the Claims Administrator found Claimant's outside factor prong lacking. The denial of this claim is affirmed.



**DEEPWATER HORIZON**  
**CLAIMS CENTER**  
ECONOMIC & PROPERTY DAMAGE CLAIMS