



APPEAL PANEL DECISION FORM

I. CLAIMANT AND CLAIM INFORMATION

Claimant Name	Last/Name of Business [REDACTED]	First [REDACTED]	Middle
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	\$30,808.12
	Risk Transfer Premium	1.50
	Prior Payment Offset	\$0
<input checked="" type="checkbox"/> Claimant's Final Proposal	Compensation Amount	\$46,128.12
	Risk Transfer Premium	1.50
	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):

In what it admits is a recurring issue in awards to real estate agents, BP files yet another appeal of a BEL award reciting the now familiar litany of arguments (that spikes in revenue from commissions should have been reallocated to the months when to a near certainty earning activities took place; that matching of revenues and expenses should have been performed as an initial step in the use of Policy 495; and that the Professional Services methodology should have been used instead of the Annual Variable Margin methodology). It proposes

either a remand to perform rematching or alternatively a lower award which in footnote it admits is based upon assumptions. After a de novo review of this record, for the same reasons stated nearly unanimously by now scores of panel decisions, BP's unpersuasive arguments cannot be accepted. The award must be affirmed and the Claimant's final proposal must be selected.