

APPEAL PANEL DECISION FORM

I. CLAIMANT AND CLAIM INFORMATION

Claimant Name	Last/Name of Business	First	Middle
	[REDACTED]		
Claimant ID	[REDACTED]	Claim ID	[REDACTED]
Claim Type	Wetlands Real Property		
Law Firm	[REDACTED]		
Parcel Address	Street	Parish/ County	
	[REDACTED]	[REDACTED]	
	City	State	Zip Code
	[REDACTED]	[REDACTED]	[REDACTED]
Property Tax Assessment ID	[REDACTED]	Parcel ID	[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):

See attached opinion uploaded into the portal.

DWH: [REDACTED]

Claim ID: [REDACTED]

Written Reasons and Opinion:

This is a Claimant appeal from the denial of a Wetlands Real Property claim filed on its behalf. The Claims Administrator determined that Claimant's parcel "is not within the Wetlands Real Property Claim Zone" and is therefore "not eligible for compensation under the terms of the Settlement Agreement." Claimant's Requests for Re-Review and Reconsideration were denied for the same reason.

Claimant argues here, as it did below, that the Claims Administrator inappropriately relied upon Claimant's tax assessment ID which includes other parcels not within the Zone. It further contends that the Deepwater Horizon Mapping Tool shows that the parcel is included within the Claim Zone. For that reason, it asserts that its claim was wrongly rejected and should be reinstated and processed in accord with the Wetlands Real Property Framework.

In response, BP states that after reviewing the correct Parcel Identification Number for the parcel at issue, it appears that it was incorrectly excluded from the Claim Zone and that Claimant is, in fact, eligible for an award. For that reason, BP states that it supports overturning the denial of this claim and remanding to the Claims Administrator to calculate an award in keeping with the Framework.

For the foregoing reasons, the denial of this claim is hereby overturned and it is remanded to the Claims Administrator with instructions to calculate an appropriate award.

Decision: November 19, 2015