

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

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):

Reasons uploaded

CLAIMANT: [REDACTED]

CLAIM ID: [REDACTED]

This is one of multiple BEL Claims filed by Claimant. This Claim involves commercial rental property owned by Claimant in [REDACTED]. Claimant admits that it lost the tenant in the involved property in 2008. Claimant concedes that the property remained without a paying tenant until August 2010. Claimant's financials confirm Claimant did not receive any rental income from the property from August 2008 through July 2010. Claimant's 2010 P&L's do not list any advertising or marketing expenses.

The Settlement Program (SP) denied the claim 3 times finding that Claimant was not operating or doing business in the Gulf Coast area on April 20, 2010. The SP on all 3 occasions asked Claimant to provide contemporaneous documentation to support Claimant's assertion that he was marketing the property to generate rental income. On all 3 occasions, the SP determined that Claimant did not offer sufficient evidence to establish that the involved LLC was doing business or operating at the time of the spill. This panelist's de novo review of the very complicated record in this matter (due to multiple claims) finds that the SP did not err in denying this particular claim.