

APPEAL PANEL DECISION FORM

I. CLAIMANT AND CLAIM INFORMATION

Claimant Name	Last/Name of Business ██████████	First ██████████	Middle ██████████
Claimant ID	██████████	Claim ID	██████████
Claim Type	Start-Up 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]

The Settlement Program (SP) denied this start-up Business Economic Loss claim three times. Claimant brings this appeal.

The SP denied the claim on three occasions asserting Claimant was ineligible for compensation because Claimant was not operating prior to the Deepwater Horizon spill on April 20, 2010.

Records from the [REDACTED] Secretary of State show that Claimant was incorporated on May 13, 2010. Claimant's P&L's show it began incurring expenses in May 2010 and generated no revenue until June 2010. Claimant asserts that the denial was in error because one of the principals of Claimant began working on two projects before Claimant was incorporated and before April 20, 2010. Claimant filed various receipts for charges allegedly incurred prior to the spill. However, as BP correctly points out, there is nothing linking these receipts to Claimant's actual business.

After a complete review of the record in this matter, and Policy 362 v. 2, the SP was correct in denying this claim.