



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 13-0750, Version: 2

Dept/ Agency: Law

Action: () Ratifying (X) Authorizing () Amending

Purpose: Settlement of Workers' Compensation

C.P. No.: 2010-25313

Claimant: Lucious Jones

Claimant's Attorney: Christopher J. Pitts, Esquire

Attorney's Address: 1184 Main Avenue, Suite 201, Clifton, New Jersey 07011

Settlement Amount: \$26,545.00

Funding Source: City of Newark Insurance Fund Commission

Additional Comments:

Invitation: Corporation Counsel, April 30, 2013

WHEREAS, the Petitioner, Lucious Jones, instituted suit in the Division of Workers Compensation of New Jersey, Essex County, bearing C.P. Number 2010-25313 against the City of Newark seeking workers' compensation benefits as a result of an accident that he suffered on June 24, 2010, while working for the Neighborhood and Recreational Services/Division of Sanitation; and

WHEREAS, said Lucious Jones, through his attorney, has agreed to amicably resolve and settle this matter under Section 22 of the Workers Compensation Act (N.J.S.A. 34:15-22) by payment in the amount of Twenty Three Thousand Four Hundred Forty Two Dollars (\$23,442.00) Pursuant to the terms of the settlement order to be executed by the Judge of Compensation, the City of Newark will also pay an attorney's fee of Two Thousand Eight Hundred Thirteen Dollars (\$2,813.00), a medical evaluation fee of Two Hundred Dollars (\$200.00) and a transcription fee of Ninety Dollars (\$90.00); and

WHEREAS, the total value of this settlement with the above referred to fees amounts to Twenty Six Thousand Five Hundred Forty Five Dollars (\$26,545.00); and

WHEREAS, based upon all the facts and circumstances surrounding the matter it is deemed in the best interest of the City of Newark to accept said settlement in the total amount of Twenty Six Thousand Five Hundred Forty Five Dollars (\$26,545.00).

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The settlement of the Workers' Compensation matter bearing C. P. No. 2010-25313 is hereby approved.
2. Upon receipt by the Corporation Counsel of all supporting documents, the Director of Finance is hereby authorized to issue a check in the amount of Twenty One Thousand Three

Hundred Sixty Seven Dollars (\$21,367.00) made payable and mailed to: Lucious Jones, 25 Clifton Avenue, Clifton, New Jersey 07015. (It is understood that pursuant to the terms of the order to be entered by the Judge of the Division of Workers Compensation, One Thousand Eight Hundred Seventy Five Dollars (\$1,875.00) is being subtracted from the Petitioner's award to pay attorney's fees, and Two Hundred Dollars (\$200.00) is being subtracted to pay for medical evaluations in accordance with the settlement provisions.)

3. Upon receipt by the Corporation Counsel of all supporting documents, the Director of Finance is hereby authorized to issue a check in the amount of Four Thousand Six Hundred Eighty Eight Dollars (\$4,688.00) made payable to Christopher J. Pitts, 1184 Main Avenue, Suite 201, Clifton, New Jersey 07011.

4. Upon receipt by the Corporation Counsel of all supporting documents, the Director of Finance is hereby authorized to issue a check in the amount of Four Hundred Dollars (\$400.00) made payable to Sall/Myers Medical Associates, P.O. Box 2947, Paterson, New Jersey 07509.

5. Upon receipt by the Corporation Counsel of all supporting documents the Director of Finance is hereby authorized to issue a check in the amount of Ninety dollars (\$90.00), made payable to Jersey Shore Reporting, 517A Passaic Avenue, Spring Lake, New Jersey 07762.

6. Attached hereto are the certifications of the Comptroller of the City of Newark which state that there are available sufficient legally appropriated funds for the purpose set forth hereinabove and which state that the line appropriation of the official budget which shall be charged is Fund 024, Agency 24T, Orgn 5T24, Object 96310.

7. A fully executed copy of the Order Approving Settlement shall be filed in the Office of the City Clerk by the Corporation Counsel.

STATEMENT

This resolution authorizes the Corporation Counsel on behalf of the City of Newark, to effectuate settlement by entering into an Order Approving Settlement of a Workers' Compensation claim in the amount of \$26,545.00 brought by Lucious Jones who suffered injuries arising out of an accident that occurred on June 24, 2010, while working for Neighborhood and Recreational Services/Division of Sanitation.