

LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of January 12, 2017

The regular meeting of the Second Injury Board convened at 2:04 p.m.

The following were present:

1. Director Sheryl Kellar, Director of Workers' Compensation Administration
2. Mr. Charles Hansberry, representing the Commissioner of Insurance, Chairman
3. Ms. Lynette Mack, representing the State Treasurer
4. Mr. Chip Coulter, representing the DCFS
5. Michelle Sumrall, SIB Compliance Supervisor
6. Karl Scott, General Counsel
7. Meridith Trahan, General Counsel
8. Darrick Lee, General Counsel
9. Shaneka Davis, Recording Secretary

Mr. Hansberry called the meeting to order and began with *Item 1* on the agenda, being the reading of the minutes from the previous meeting. Mr. Hawkland moved to dispense with the reading of the minutes and approve the minutes as printed and distributed. The motion was seconded by Ms. Mack and passed unanimously.

Mr. Hansberry moved to *Item 2* on the agenda for hearings. No hearings were scheduled so the Chairman moved to *Item 3*.

Item 3 on the agenda lists (14) claims where recommendations were made for payment starting with Claim #15-0493 and ending with Claim #16-0753. The motion to approve the claims for payment was made by Ms. Mack, seconded by Mr. Hawkland and passed unanimously.

1.	15-0493	Zurich American Insurance Company	104 week deductible
2.	15-0641	Slidell Memorial Hospital	104 week deductible
3.	15-0729	Lafayette Parish School Board	104 week deductible
4.	15-0874	Louisiana Workers' Compensation Corp.	104 week deductible
5.	16-0046	Lake Charles Memorial Hospital	104 week deductible
6.	16-0236	Diocese of Baton Rouge	104 week deductible
7.	16-0333	Zurich American Insurance Company	104 week deductible
8.	16-0373	Louisiana Restaurant Association	104 week deductible
9.	16-0488	Louisiana Restaurant Association	104 week deductible
10.	16-0517	City of Natchitoches	104 week deductible
11.	16-0538	Louisiana Workers' Compensation Corporation	104 week deductible
12.	16-0565	Stupp Brothers, Inc.	104 week deductible
13.	16-0623	LUBA Casualty Insurance Company	104 week deductible
14.	16-0753	Louisiana Workers' Compensation Corporation	104 week deductible

The Chairman moved to *Item 4* on the agenda, being the recommendation of staff to deny reimbursement for the following (97) claims; beginning with Claim #12-1034 and ending with Claim

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#16-0819, excluding item 15, Claim #15-0749 which was postponed. The motion to deny reimbursement was made by Mr. Hawkland, seconded by Ms. Mack and passed unanimously.

1. 12-1034 Retailers Casualty Insurance Company
2. 13-0242 Unverified
3. 13-0501 Louisiana Municipal Risk Management Agency
4. 13-0516 Bridgefield Casualty Insurance Company
5. 13-0528 Unverified
6. 13-0537 Unverified
7. 13-0559 Autozone, Inc.
8. 15-0071 Louisiana Workers' Compensation Corporation
9. 15-0392 Plantation Management Company, LLC
10. 15-0599 Louisiana Commerce & Trade Association
11. 15-0696 Trumbull Insurance Company
12. 15-0700 Stonetrust Commercial Insurance Company
13. 15-0705 Manufacturers Alliance Insurance Co.
14. 15-0715 Iberia Parish School Board
- ~~15. 15-0749 LUBA Casualty Insurance Company~~ Postponed
16. 15-0765 Hartford Insurance Company of the Midwest
17. 15-0771 LUBA Casualty Insurance Company
18. 15-0809 Louisiana Office of Risk Management
19. 16-0021 Louisiana Workers' Compensation Corporation
20. 16-0067 American Interstate Insurance Company
21. 16-0069 Bituminous Group (Bitco)
22. 16-0076 Lafayette Consolidated Government
23. 16-0088 Lafayette Parish School Board
24. 16-0091 Louisiana Workers' Compensation Corporation
25. 16-0106 Louisiana Office of Risk Management
26. 16-0115 St. Martin Parish School Board
27. 16-0116 St. Bernard Parish Government
28. 16-0124 Lafayette Parish School Board
29. 16-0127 City of New Orleans
30. 16-0155 Bridgefield Casualty Insurance Company
31. 16-0158 Unverified
32. 16-0172 Ace American Ins. Co
33. 16-0178 Bridgefield Casualty Insurance Company
34. 16-0181 Zurich American Insurance Company
35. 16-0184 Unverified
36. 16-0185 Great American Insurance Company
37. 16-0193 Louisiana Workers' Compensation Corporation
38. 16-0194 Louisiana Workers' Compensation Corporation
39. 16-0199 Ace American Ins. Co
40. 16-0203 LUBA Casualty Insurance Company
41. 16-0205 Office of Risk Management
42. 16-0212 LA Construction & Industry
43. 16-0218 Bridgefield Casualty Insurance Company
44. 16-0223 St. Tammany Parish School Board
45. 16-0226 LA Construction & Industry
46. 16-0229 LA Workers' Compensation Corp.
47. 16-0237 Unverified
48. 16-0241 Continental Indemnity Company
49. 16-0242 Bridgefield Casualty Insurance Company

50.	16-0244	Sompo Japan Ins. Co. of America
51.	16-0245	St. Joseph of Harahan, LLC
52.	16-0247	City of New Orleans
53.	16-0248	City of New Orleans
54.	16-0256	Unverified
55.	16-0257	LUBA Casualty Insurance Company
56.	16-0275	Bridgefield Casualty Insurance Company
57.	16-0287	Unverified
58.	16-0294	Lafayette Parish School Board
59.	16-0297	City of Shreveport
60.	16-0300	Old Republic Insurance Co.
61.	16-0303	Ace American Insurance Co.
62.	16-0306	Accident Fund Insurance Co. of America
63.	16-0312	LA Workers' Compensation Corp.
64.	16-0314	Ace American Insurance Co.
65.	16-0318	Unverified
66.	16-0322	Plantation Management Company, LLC
67.	16-0326	LUBA Casualty Insurance Co.
68.	16-0332	Office of Risk Management
69.	16-0334	Office of Risk Management
70.	16-0346	LUBA Casualty Insurance Co.
71.	16-0348	Office of Risk Management
72.	16-0366	Office of Risk Management
73.	16-0371	City of Shreveport
74.	16-0374	Zurich American Insurance Co.
75.	16-0378	Zurich American Insurance Co.
76.	16-0381	Louisiana Workers' Compensation Corp.
77.	16-0383	Bridgefield Casualty Insurance Co.
78.	16-0387	Unverified
79.	16-0389	LA. Commerce & Trade Assn. - SIF
80.	16-0393	Argonaut Insurance Group
81.	16-0394	Travelers Property Casualty Company of America
82.	16-0399	Arch Insurance Company
83.	16-0407	City of New Orleans
84.	16-0409	Louisiana Workers' Compensation Corp.
85.	16-0410	Travelers Property Casualty Company of America
86.	16-0422	Office of Risk Management
87.	16-0427	Bridgefield Casualty Insurance Co.
88.	16-0438	Office of Risk Management
89.	16-0446	LA Construction & Industry
90.	16-0471	Office of Risk Management
91.	16-0490	City of New Orleans
92.	16-0556	City of Shreveport
93.	16-0558	Ace American Ins. Co.
94.	16-0579	St. Tammany Parish School Board
95.	16-0706	Office of Risk Management
96.	16-0715	Ace American Insurance Co.
97.	16-0819	Gray Insurance Company

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve reimbursement of (305) partial payments beginning with Claim #80-0247 and ending with Claim #15-0062. The Chairman asked for a motion to accept the recommendation and approve reimbursement of the

partial payments as submitted on the agenda of January 12, 2017. The motion was made by Mr. Hawkland seconded by Ms. Mack, and passed unanimously.

The Chairman moved to *Item 6* on the agenda, being the recommendation to approve (85) quarterly payments due beginning with Claim #88-0204 and ending with Claim #15-0201. Ms. Mack moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of January 12, 2017. The motion was seconded by Mr. Hawkland and passed unanimously.

The Chairman moved to *Item 7*, Public Comment. No one from the public was present and the Chairman moved to *Item 8* on the agenda. Ms. Mack made a motion to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. Hawkland seconded the motion and it passed unanimously.

Upon returning from Executive Session, the Chairman requested a motion to expand the agenda under Settlements to add Claim #12-0159. Mr. Hawkland made the motion, Ms. Mack seconded the motion and it was passed unanimously.

The Chairman moved to *Item 8a* of the agenda, being settlement recommendations on (9) claims. The Chairman requested a motion to approve the recommendations of the Director regarding settlement authority as discussed in Executive Session and to extend settlement authority to be reimbursed on quarterly basis for the following claims:

1. 01-1231
2. 07-0179
3. 11-0167
4. 14-0051
5. 14-0354
6. 15-0079 Indemnity Only
7. 15-0538
8. 15-0585
9. 12-0159

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to *Item 8b* of the agenda, being Second Injury Board litigation. The Chairman asked for a motion to grant authority to legal counsel as discussed in Executive Session, to represent the Board in the following manner:

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1. Claim #13-0248 Settlement Authority
2. Claim #13-0539 Settlement Authority
3. Claim #14-0479 Settlement Authority
4. Claim #14-0749 Settlement Authority
5. Claim #14-0840 Settlement Authority
6. Claim #15-0136 Settlement Authority
7. Claim #15-0238 Continued Litigation

Ms. Mack moved to accept the recommendation. The motion was seconded by Mr. Hawkland and passed unanimously.

There being no further business to discuss, the Chairman asked for a motion to adjourn. Mr. Hawkland moved to adjourn. The motion was seconded by Ms. Mack and passed unanimously.

The meeting was adjourned at 2:25pm

Recording Secretary: Shaneka Davis