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FROM THE DESK OF:
Andrew R. Borah, Esquire
Florida Bar Board Certified Workers' Compensation

January 3, 2019

Ms. Christina Rodriguez
Relation Insurance Services
700 Central Parkway
Stuart, FL 34994

Re: Claimant: Herbert Helfen
Employer: City of Hollywood
D/A: 10/28/2005
OJCC No.: 17-015397WJH
Our File No.: 0529-0048 ARB
Carrier No.: 1181322993

Dear Ms. Rodriguez:

As you know, we recently attended state mediation in the above referenced matter. At issue was authorization of a recommended orthopedic doctor. Unfortunately, prior to mediation, despite a great deal of effort, you were not able to secure a doctor who would be willing to see the patient under workers' compensation due to the specialized nature of the care to be provided. As a result of the delay in obtaining a physician, unfortunately, going into mediation there was exposure for attorney fees and costs. Opposing counsel demanded \$7,5000 for resolution of his fee. However, I recommended offering \$5,000. In light of the fact that the attorney spent well over sixteen hours litigating on behalf of the claimant to obtain the medical visit, I do believe that your fee exposure was well over \$5,000.00. However, I was able to secure an agreement from opposing counsel that he would resolve his fee for only \$5,000.00. As previously mentioned, I do believe that the exposure for attorney fees in light of the fact that the recommended care was not timely provided, and the claimant's attorney reasonably spent well over sixteen hours litigating the issue, that the \$5,000.00 attorney fee is well under our exposure and I do believe that we received a good outcome.

I will continue to keep you advised of all further developments in this matter. In the meantime, please do not hesitate to contact me with any questions or concerns.

Very truly yours,

Vanessa R. Irvin
Andrew R. Borah

Christina Rodriguez

January 3, 2019

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Re: Herbert Helfen v. City of Hollywood

ARB/VRI/kgk

cc: Tanya Bouloy