

SCHEDULE OF DAMAGES

EDWARD BROWN v THE SUPERMARKET LTD

Date of accident: 1 February 2012 (70 weeks since the accident)

Date of Birth: 16 February 1951 (62 years of age)

| HEAD OF DAMAGE | AMOUNT |
|---|-------------|
| <p><u>General Damages</u></p> <p>Dr Black said there was 8% whole person impairment in the left wrist caused by ongoing pain and stiffness.</p> <p>The item in schedule 8 of the <i>Civil Liability Regulation</i> applying to the injuries will be item 107: moderate wrist injury, with an ISV range of 6-15. The comments in item 107 say an ISV at or near the bottom of the range will be appropriate where there is a 6% degree of whole person impairment.</p> <p>The most appropriate ISV will be 9.</p> | \$11,900.00 |
| <p><u>Past Economic Loss</u></p> <p>The claimant has been able to return to work as a cleaner immediately after the injury, but has not been able to do overtime for the 70-week period between the injury and the date of assessment.</p> <p>Overtime used to provide an extra \$156.00 net/wk on average before the injury. Past economic loss is (70 wks x \$156) \$10,920.00.</p> | \$10,920.00 |
| <p><u>Superannuation</u> is claimed at 9%</p> | \$982.80 |
| <p><u>Interest</u> at 5% over 70 weeks on \$10,920.00</p> | \$735.00 |
| <p><u>Future Economic Loss</u></p> <p>The claimant is 62 years of age and would have expected to work as a cleaner for a further 3 years.</p> <p>Dr Black says there will continue to be pain and stiffness in the left wrist He says the claimant can continue with his usual duties but it is appropriate the claimant perform no overtime in the future because of the injury.</p> <p>The claim is for a loss of \$156.00 net per week over 3 years (mult 147) \$22,932.00, discounted at 15% for contingencies = \$19,492.00.</p> | \$19,492.00 |

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| <u>Superannuation</u> is claimed at 10% | \$1,949.20 |
| <p><u>Future Expenses</u></p> <p>The claimant is currently 62 years of age and would expect to live for a further 24 years.</p> <p>Dr Black recommends future physiotherapy at a cost of \$80.00/ session and says 12 such sessions will be required per annum indefinitely. He also recommends continuing medications at the current rate of consumption, which is \$5.00 per week.</p> <p>The weekly loss is $(80 \times 12)/52 = \\$18.50 + \\$5.00 = \\$23.50$. Losses for future physiotherapy are calculated at $(23.50 \times 24 \text{ years [mult 738]}) = \\$17,343$, discounted at 15% for contingencies = \$14,741.55.</p> <p>The claimant makes a global claim for general medical supervision and associated travel associated with her injuries into the future of \$5,000.00.</p> | \$19,741.55 |
| <p><u>Special Damages</u></p> <p>Medicare refund - \$678.00 HCF refund - \$548.50 Gap fee - \$515.00</p> <p>The claimant has been put to expense for medications and associated travel expenses totaling \$765.00.</p> | \$2,506.50 |
| <u>Interest</u> at 5% over 70 weeks on the amount actually paid by the claimant \$1,280.00 | \$86.15 |
| <u>TOTAL</u> | \$68,313.20 |

Schedule of costs:

- Report of Dr Black: \$2,600.00;
- Photocopying GP records: \$312.00;
- Broken prescription glasses: \$220.00;
- 10 hours spent preparing claim @ \$50/hour: \$500.00.

Total: \$3,632.00