

U.S. Department of
Homeland Security

United States
Coast Guard



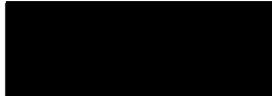
Director
National Pollution Funds Center
United States Coast Guard

NPFC CA MS 7100
US COAST GUARD
4200 Wilson Blvd., Suite 1000
Arlington, VA 20598-7100
Staff Symbol: (CA)
Phone: 800-280-7118
E-mail: arl-npfcclaimsinfo@uscg.mil
Fax: 703-872-6113

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
Number: 7011 1570 0001 4803 7940

5890
23 July 2012

Anna Laniewski



RE: Claim Number: N10036-1838

Dear Ms. Laniewski:

The National Pollution Funds Center (NPFC), in accordance with the Oil Pollution Act of 1990, 33 U.S.C. § 2701 et seq. (OPA) and the associated regulations at 33 C.F.R. Part 136, denies payment on the claim number N10036-1838 involving Deepwater Horizon. Please see the attached Claim Summary / Determination Form for further explanation.

You may make a written request for reconsideration of this claim. The reconsideration must be received by the NPFC within 60 days of the date of this letter and must include the factual or legal basis of the request for reconsideration, providing any additional support for the claim. However, if you find that you will be unable to gather particular information within the time period, you may include a request for an extension of time for a specified duration with your reconsideration request.

Reconsideration of the denial will be based upon the information provided. A claim may be reconsidered only once. Disposition of that reconsideration in writing will constitute final agency action. Failure of the NPFC to issue a written decision within 90 days after receipt of a timely request for reconsideration shall, at the option of the claimant, be deemed final agency action. All correspondence should include claim number N10036-1838.

Mail reconsideration requests to:

Director (ca)
NPFC CA MS 7100
US COAST GUARD
4200 Wilson Blvd, Suite 1000
Arlington, VA 20598-7100

Sincerely,



Claims Adjudication Division
National Pollution Funds Center
U.S. Coast Guard

Enclosure: (1) Claim Summary / Determination Form
(2) List of Documentation Provided by the Claimant

CLAIM SUMMARY / DETERMINATION FORM

Claim Number	: N10036-1838
Claimant	: Anna Laniewski
Type of Claimant	: Private (US)
Type of Claim	: Loss of Profits and Earning Capacity
Amount Requested	: \$30,000.00

FACTS

On or about 20 April 2010, the Mobile Offshore Drilling Unit Deepwater Horizon (Deepwater Horizon) exploded and sank in the Gulf of Mexico. As a result of the explosion and sinking, oil was discharged. The Coast Guard designated the source of the discharge and identified BP as a responsible party (RP). BP accepted the designation and advertised its OPA claims process. On 23 August 2010, the Gulf Coast Claims Facility (GCCF) began accepting and adjudicating certain individual and business claims on behalf of BP.

On 8 March 2012, the United States District Court, Eastern District of Louisiana issued a "Transition Order" (TO) limiting the GCCF's ability to accept, process, or pay claims except as provided in that order. The TO created a Transition Process (TP) to facilitate transition of the claims process from the GCCF to a proposed Court Supervised Settlement Program (CSSP). The Court granted Preliminary Approval of the proposed settlement agreement on 2 May 2012, and the CSSP began processing claims on 4 June, 2012.

CLAIM AND CLAIMANT

On 6 June 2012, Anna Laniewski (the Claimant) presented a claim to the Oil Spill Liability Trust Fund (OSLTF) for \$30,000.00 for loss of profits and impairment of earning capacity resulting from the Deepwater Horizon oil spill.¹ The Claimant is a bartender and food server employed before the oil spill at a restaurant in Lido Key, Sarasota, Florida.² The Claimant asserts that she lost income in 2010 and 2011 when the oil spill adversely affected the restaurant where she worked and she was released.³

APPLICABLE LAW

Under the Oil Pollution Act of 1990 (OPA), at 33 U.S.C. § 2702(a), responsible parties are liable for removal costs and damages resulting from the discharge of oil into or upon the navigable waters or adjoining shorelines or the exclusive economic zone, as described in § 2702(b) of OPA.

The OSLTF which is administered by the NPFC, is available, pursuant to 33 U.S.C. § 2712(a)(4) and § 2713 and the OSLTF claims adjudication regulations at 33 C.F.R. Part 136, to pay claims for uncompensated damages. One type of damages available pursuant to 33 C.F.R. § 136.231 is a

¹ Optional OSLTF Claim Form received 6 June 2012.

² Phone conversation between Claimant and NPFC Staff on 28 June 2012 and pay stubs from 15 South Ristorante Enoteca during January 2010 through May 2010.

³ Optional OSLTF Claim Form received 6 June 2012, page 7 of Claimant's Full Review Final Payment Claim Form, and Florida DCF Verification of Employment/Loss of Income for the Claimant, signed by Elsie Parrilla, Manager, on 16 December 2010.

claim for loss of profits or impairment of earning capacity due to injury to or destruction of natural resources.

Under 33 C.F.R. § 136.233 a claimant must establish the following:

- (a) That real or personal property or natural resources have been injured, destroyed, or lost.
- (b) That the claimant's income was reduced as a consequence of injury to, destruction of, or loss of property or natural resources, and the amount of that reduction.
- (c) The amount of the claimant's profits or earnings in comparable periods and during the period when the claimed loss or impairment was suffered, as established by income tax returns, financial statements, and similar documents. In addition, comparative figures for profits or earnings for the same or similar activities outside of the area affected by the incident also must be established.
- (d) Whether alternative employment or business was available and undertaken and, if so, the amount of income received. All income that a claimant received as a result of the incident must be clearly indicated and any saved overhead and other normal expenses not incurred as a result of the incident must be established.

Under 33 C.F.R. § 136.105(a) and § 136.105(e)(6), the claimant bears the burden of providing to the NPFC, all evidence, information, and documentation deemed necessary by the Director, NPFC, to support the claim.

Under 33 C.F.R. § 136.235, the amount of compensation allowable for a claim involving loss of profits or impairment of earning capacity is limited to the actual net reduction or loss of earnings or profits suffered. Calculations for net reductions or losses must clearly reflect adjustments for—

- (a) All income resulting from the incident;
- (b) All income from alternative employment or business undertaken;
- (c) Potential income from alternative employment or business not undertaken, but reasonably available;
- (d) Any saved overhead or normal expenses not incurred as a result of the incident; and
- (e) State, local, and Federal taxes.

Pursuant to 33 U.S.C. § 2712(f), payment of any claim or obligation by the Fund under OPA shall be subject to the United States Government acquiring by subrogation all rights of the claimant or State to recover from the responsible party.

DETERMINATION OF LOSS

Claimant's Submission to the OSLTF

To support this claim, the Claimant presented documentation that is listed in Enclosure (2).

The Claimant indicates that she submitted a claim to the responsible party in January 2012.⁴ The Claimant also indicates that her claim has been denied by the responsible party.⁵

The NPFC reviewed excerpts provided in the claims presented to the RP/GCCF. The NPFC confirmed presentment to the GCCF of an Interim Payment (IP) claim on 25 January 2012 for lost earnings & profits and that the GCCF assigned Claimant Identification No. 3537897 to the

⁴ Optional OSLTF Claim Form received 6 June 2012.

⁵ Optional OSLTF Claim Form received 6 June 2012.

Claimant.⁶ Claim No. 9563448 was assigned to this IP Claim. The NPFC confirmed that a Full Review/Final Payment (FRF) claim was later presented to the GCCF and assigned Claim Number 9600545.⁷ The FRF Claim was in the amount of \$22,000.00, as well as \$2,800.00 in increased expenses.⁸ The NPFC also confirmed that both the IP Claim and the FRF Claim have been denied.⁹

According to the requirements of OPA, all claims for oil spill related costs or damages must be presented first to the RP prior to presentment to the NPFC.¹⁰ Should the RP deny payment, or fail to issue payment within 90 days of presentment of a claim, the NPFC may properly adjudicate a claim for the same costs or damages as previously presented to the RP.¹¹ Based upon the information provided and verification by the NPFC, this claim for loss of profits and impairment of earning capacity can be adjudicated in the full amount of damages presented to the GCCF: \$24,800.00. Amounts claimed in excess of \$24,800.00 are denied for lack of presentment to the responsible party.

Additionally, the NPFC notes that evidence presented in this claim submission indicates that the Claimant is a member of the economic damages class of the Deepwater Horizon oil spill class action settlement (the BP settlement).

NPFC Determination

Under 33 C.F.R. § 136.105(a) and § 136.105(e)(6), the claimant bears the burden of providing to the NPFC all evidence, information and documentation deemed necessary by the Director, NPFC, to support the claim.

As an initial matter, it appears that the Claimant is a member of the economic damages class of the BP settlement. This claim is therefore considered to have been settled, and the Claimant is ineligible to recover funds from the OSLTF.

According to OPA, the payment of any claim by the NPFC is subject to the NPFC's ability to obtain, by subrogation, the rights to recover all costs and damages from the responsible party. If a claim has been settled, the Claimant no longer has rights to the claim and therefore cannot subrogate rights to the NPFC.

While this claim may not have been quantified or paid, it is considered to have been settled by virtue of the Court's preliminary approval of the settlement agreement. If the Claimant disagrees that she is a member of the economic damages class of the BP Settlement, then she should submit evidence to indicate that she has either opted out or is excluded from the BP Settlement in his request for reconsideration of this claim.

Furthermore, this claim is also denied under OPA's loss of profits damage category, as the Claimant has failed to prove that she has sustained a financial loss as a result of the Deepwater Horizon oil spill.

⁶ GCCF Denial Letter on Interim Payment/Final Payment Claim, dated 8 March 2012.

⁷ GCCF Denial Letter on Interim Payment/Final Payment Claim, dated 20 May 2012.

⁸ This total amount of \$24,800.00 was stated as for 14 months loss of income following her loss of employment in September 2010 and job hunting expenses over the same period of time.

⁹ GCCF Denial Letter on Interim Payment/Final Payment Claim, dated 8 March 2012 and GCCF Denial Letter on Interim Payment/Final Payment Claim dated 20 May 2012.

¹⁰ 33 C.F.R. § 136.103(a).

¹¹ 33 C.F.R. § 136.103(c)(2).

After an initial review, the NPFC sent the Claimant a letter requesting additional information to further evaluate the claim. The letter requested, among other things, additional financial documentation to support that the Claimant sustained lost profits & earnings, as well as other documentation supporting and explaining how the Deepwater Horizon oil spill caused the Claimant's losses. The Claimant was given 14 days to respond to the letter, dated 18 June 2012.¹²

The Claimant responded in part to that request. She provided a new letter from her employer;¹³ nine additional, pay stubs;¹⁴ a pay summary record from her employer covering additional, but not all pay periods in 2010;¹⁵ the restaurant's dinner menu;¹⁶ a number of recent daily special menus;¹⁷ her Form 1099-G for 2011 unemployment payments;¹⁸ an additional article on the number of claims already paid by BP in Sarasota County and a new claim by the county;¹⁹ and an article on impacts of the oil spill including lower fishing & shellfish catch and that people don't want to buy & eat Gulf seafood.²⁰

The NPFC has considered all documentation and information presented by the Claimant.

Failure to Prove Loss of Earnings

The Claimant asserts a loss of income in 2010 and 2011 due to the Deepwater Horizon oil spill.²¹ The Claimant provided documentation to show that she was hired at 15 South Ristorante in late 2009 and was terminated from employment after the oil spill, in late 2010.²²

The Claimant provided 15, but not all, weekly pay stubs for pay periods ending 27 December 2009 through 5 September 2010.²³ The Claimant also provided Employee Tax Details from 15 South Ristorante for the period 7 May 2010 through 31 August 2010, as well as her 2010 Form W-2 from 15 South Ristorante Enoteca, Inc.²⁴ For May 2010, little pay information was provided. However, the pay stub available for 21 May 2010 shows less than one fourth of pay reported on the 16 April 2010 pay stub.

The NPFC compared the Claimant's pay stub information for the pay period ending 5 September 2010 with the Claimant's 2010 W-2 Form and notes that they are not consistent. The Claimant was terminated on 13 September 2010 and the pay stub for 5 September 2010 shows pay for the week to

¹² NPFC letter dated 18 June 2012.

¹³ Letter To Whom It May Concern from 15 South Ristorante dated 28 June 2012.

¹⁴ Fourteen pay stubs from 15 South Ristorante (some duplicates to original submission).

¹⁵ 15 South Ristorante Employee State Taxes Detail (pay summary) covering May 7 through 31 August 2010.

¹⁶ 15 South Ristorante Enoteca Dinner Menu dated 3/12.

¹⁷ 15 South Ristorante Enoteca Daily Special menus dated 12/26, 2/08, 3/15, 3/18, 4/01, 4/16, 4/29, 5/05, and 5/14.

¹⁸ 2011 Form 1099-G from State of Florida Agency for Workforce Innovation, Special Payments Unit.

¹⁹ Excerpt from Sarasota Herald-Tribune dated 21 August 2011 on BP payments to individuals and businesses in SW Florida and an excerpt from Sarasota County Government Online, News Release Archive of Florida's Deepwater Horizon Information Center, including article, "Sarasota County asks BP for more than \$241,000 in oil spill costs."

²⁰ 2011 Form 1099-G from State of Florida Agency for Workforce Innovation, Special Payments Unit.

²¹ Optional OSLTF Claim Form received 6 June 2012.

²² Casadio Italian Restaurants letter 'Welcome to 15 South' for start date of 17 November 2009 and Employee Termination Worksheet from Casadio Restaurants-15 South, for Annia Laniewski, effective 13 September 2010.

²³ 15 South Ristorante Enoteca pay stubs for pay periods ending 12/27/2009, 1/10/2010, 1/17/2010, 2/14/2010, 2/28/2010, 3/07/2010, 4/11/2010, 5/16/2010, 6/06/2010, 6/13/2010, 06/20/2010, 06/27/2010, 8/22/2010, 8/29/2010, and 9/05/2010.

²⁴ 15 South Ristorante Employee Tax Details for the period 7 May 2010 through 31 August 2010 for Anna Laniewski and 2010 Form W-2, Wage and Tax Statement for Anna Laniewski.

be \$49.25 and a Y-T-D pay total of \$8,857.60.²⁵ However, the amount shown on the 2010 W-2 is \$9,899.37. The \$916.46 difference is not explained by little more than one week's pay. The NPFC confirmed with the restaurant that they do not offer a severance package that might explain the difference.²⁶

In that the Claimant had not worked for the restaurant during April through November of 2009, there is no pay history on which to rely for the loss of income during those months. If the sales taxes paid to the state in April and October by eating and drinking places in Sarasota County reflect the changes in hours to wait staff, the Claimant would have experienced falling pay each month until a low in October of about 55% of the pay in April. However, the Claimant has not provided any information that would show whether her employer's sales follow the same high and low sales pattern as Sarasota County restaurants as a whole.

Additionally, there is no information on how much the Claimant would have been expected to earn in April through October of 2010. The Claimant has estimated her pay for the entire period of alleged loss as \$1,500 per month.²⁷ The NPFC has no information on which to verify that amount is applicable to the months of April through October.

The NPFC investigated the seasonal aspects of the eating and drinking places in Sarasota County, Florida, by reviewing sales taxes paid to the State. Over the four years from 2008 through 2011, sales taxes for eating and drinking places in Sarasota County peaked in April of each year and were lowest in October of each year.²⁸ The Claimant's estimate of income, \$1500 per month, does not reflect any seasonal variation.

33 CFR 136.113 requires a Claimant to adjust the loss for other compensation received as a consequence of the incident. The Claimant provided Form 1099-G information for unemployment payments received in 2011 from the State of Florida in the amount of \$6,819.00.²⁹ No information on unemployment compensation received in 2010 has been provided. The NPFC cannot measure the part of the Claimant's loss in 2010 without verifiable information on unemployment compensation received for that year.

In consideration of missing financial information, the Claimant's loss of earnings has not been proven. If the Claimant elects to request reconsideration of her claim, she must provide: (1) information to verify the amount of pay that should have been received in the months of May through October of 2010, such as – documentary information from at least one other 15 South wait staff/bartender on their monthly pay during May through October of 2009 or 2011 (their personal information, such as name and SSN should be blacked out), OR other documentation that shows comparable pay during the months of May through October of 2010; (2) information that addresses or resolves the discrepancy in wages, tips and other compensation between her 2010 W-2 form and her last pay stub information; and (3) documentation of unemployment compensation received from Florida in 2010.

²⁵ The Claimant's 9/10/2010 pay stub indicates Y-T-D pay of \$8,857.60 and the 2010 Form W-2 shows annual earnings of \$9,899.37.

²⁶ Phone conversation between Elsie Parrilla and NPFC Staff on 17 July 2012.

²⁷ Excerpts from Claimant's GCCF Full Review Final Payment Claim Form (no date provided) including pages 7 & 11.

²⁸ Sarasota County sales taxes collected in April of 2009 were \$66,586,232 and \$67,567,768 in 2010. The amount of sales taxes collected in October of 2009 was \$36,827,208 and \$37,569,117 in 2010. The sum of sales taxes collected in April 2009 through October 2009 was \$338,318,948 and the sum collected for the same months in 2010 was \$341,407,491. See http://myflorida.com/dor/tables/f10_cy0809.xls and http://myflorida.com/dor/tables/f10_cy1011.xls.

²⁹ 2010 Form 1099-G from State of Florida Agency for Workforce Innovation.

Failure to Prove Causation

The Claimant asserts that her alleged loss of income is due to the oil spill.³⁰ The NPFC will not presume causation or lack thereof based upon business type or location. Causation is an element of every claim that must be proven by the Claimant. Statements without supporting documentation are not satisfactory to prove that the alleged loss was caused by the oil spill.

The Claimant has shown that she became unemployed in September 2010, following four months of reduced hours and pay.³¹ The Claimant provided statements from her employer indicating that the oil spill affected the restaurant and that the Claimant's employment was terminated due to slow sales caused by the oil spill, nothing else.³² The NPFC cannot accept those statements as proof of causation without supporting evidence of the impact of the oil spill on the restaurant, such as the restaurant's Sales Tax Reports to the State for 2009 and 2010 or profit & loss sheets for the restaurant showing that the 2010 sales began to fall off after April 2010, when compared to the previous year.

The Claimant provided documentation from her employer's personnel file of her termination on 13 September 2010,³³ as well as the Manager's signed statement that verified employment, also from the restaurant's personnel file.³⁴ Both of those records indicate the reason for terminating the Claimant's employment was slow business due to the oil spill.

The Claimant indicated that she worked at the restaurant as a bartender during lunch, Monday through Friday, as well as a server during dinner each Wednesday, Thursday and Friday. The Claimant also indicated that the oil spill impacts caused her employer to stop offering lunch, which cut out her primary work hours and income.³⁵ The Claimant has not provided documentation of when the restaurant stopped offering lunch.

The Claimant's employer is located at St. Armand Circle, 15 South Boulevard of the Presidents on Lido Key.³⁶ Lido Key is a barrier island on the Gulf of Mexico, off of Sarasota, Florida.³⁷ The Claimant provided a copy of the dinner menu for the restaurant, as well as a number of Daily Special menus. The NPFC notes that the restaurant offers a large amount of seafood on its menus. This fact alone, however, does not establish causation.

2010 sales tax information for Sarasota County indicates overall sales at eating and drinking places throughout the county increased over 2009.³⁸ To establish causation in this claim, the Claimant would have to establish that this restaurant in particular was affected by the oil spill, and that the

³⁰ Optional OSLTF Claim Form received 6 June 2012.

³¹ Employee Termination Worksheet from Casadio Restaurants-15 South, for Annia Laniewski, effective 13 September 2010 and pay stubs from 15 South Ristorante Enoteca, Inc. dated 01/15/2010, 01/22/2010, 02/17/2010, 03/05/2010, 03/12/2010 and 04/16/2010.

³² Letters from Elsie Parrilla, general manager of the restaurant, dated 30 January 2012 and 28 June 2012.

³³ Employee Termination Worksheet dated 13 September 2010 from the restaurant's personnel file.

³⁴ Florida CF-ES 2620, Verification of Employment/Loss of Income, dated by the State as 13 December 2010 and signed by the manager on 16 December 2010,

³⁵ Phone conversation between Claimant and NPFC Staff on 28 June 2012.

³⁶ Letter from Elsie Parrilla, general manager of the restaurant, dated 30 January 2012 and Visit St. Armands Circle -- Sarasota, Florida (www.visitstarmandscircle.com).

³⁷ http://en.wikipedia.org/wiki/Lido_Key.

³⁸ See Sarasota County at http://myflorida.com/dor/tables/fl10_cv0809.xls and http://myflorida.com/dor/tables/fl10_cv1011.xls.

effects on the restaurant caused her job loss. If the Claimant decides to return to the NPFC on reconsideration, evidence to prove that the restaurant experienced decreased patronage/decreased sales due to the oil spill would have to be provided. Employer documentation could be in the form of the restaurant's monthly sales taxes reported to the State for 2009 and 2010 and monthly profit and loss sheets for 2009 and 2010 (all such pages from the employer should be marked as "Business Confidential"). Additionally, information linking her employer's losses to the oil spill would have to be provided.

This claim is denied for the following reasons: (1) the Claimant is considered to have settled his claim by virtue of belonging to the economic damages class associated with the CSSP; (2) the Claimant has failed to adequately demonstrate her alleged loss through financial documentation; and (3) the Claimant has failed to demonstrate that her alleged loss is due to injury or destruction or loss of real or personal property or a natural resource as a result of a discharge or a substantial threat of a discharge of oil (i.e., the Deepwater Horizon oil spill).


Claim Supervisor: *NPFC Claims Adjudication Division*

Date of Supervisor's Review: *7/23/12*

Supervisor's Action: *Denial approved*

Supervisor's Comments:

Enclosure (2)

List of Documentation Provided by the Claimant.

Claim N10036-1838

Below is list of documentation provided by the Claimant, Anna Laniewski, in support of her claim:

- Optional OSLTF Claim Form received 6 June 2012.
- Unsigned and undated letter, 'To Whom It May Concern'.
- Florida Certificate of Death for Aniela J. Laniewski.
- GCCF Denial Letter on Interim Payment/Final Payment Claim dated 8 March 2012, Claimant ID No. 3537897 and Claim No. 9563448.
- Transition Coordinator Re-Review Denial Letter on Interim Payment/Final Payment Claim dated 19 April 2012, Claimant ID No. 3537897 and Claim No. 9563448.
- Transition Coordinator Denial Letter on Interim Payment/Final Payment Claim dated 20 May 2012, Claimant ID No. 3537897 and Claim No. 9600545.
- Claimant's undated letter, 'To Whom It May Concern'.
- Excerpts from Claimant's GCCF Interim Payment Claim Form dated 25 January 2012 including pages 1, 2, 13, & 14.
- Excerpts from Claimant's GCCF Full Review Final Payment Claim Form (no date provided) including pages 7 & 11.
- Claimant's 2008 Tax Form 1040.
- Claimant's 2009 Tax Form 1040A.
- Claimant's 2010 Tax Form 1040A.
- Claimant's 2009 Form W-2 from Sky Hospitality, LLC.
- Claimant's 2009 Form W-2 from Southeastern Guide Dogs, Inc.
- Claimant's 2009 Form W-2 from 15 South Ristorante Enoteca, Inc.
- Claimant's 2010 Form W-2 from 15 South Ristorante Enoteca, Inc.
- 30 January 2012 letter from Elsie Parrilla, Manager of 15 South Ristorante Enoteca, Inc.
- 20 March 2012 letter from Elsie Parrilla, Manager of 15 South Ristorante Enoteca, Inc.
- Immigration and Naturalization Service Form I-9 dated 18 November 2009.
- Castadio Italian Restaurants check-in form for Claimant's start date of 17 November 2009.
- Castadio Restaurants 15 South Employee Termination Worksheet Claimant's termination on 13 September 2010.
- Florida DCF Verification of Employment/Loss of Income for the Claimant, signed by Elsie Parrilla, Manager, on 16 December 2010.
- Florida DCF Notice of Case Action, dated 29 December 2010.
- Florida AWI Emergency Unemployment Compensation Monetary Determination Tier I, dated 18 October 2011.
- Florida AWI Emergency Unemployment Compensation Monetary Determination Tier I, dated 1 November 2010.
- Florida AWI Emergency Unemployment Compensation Monetary Determination Tier II, dated 3 January 2012.

- Florida AWI Emergency Unemployment Compensation Monetary Determination Tier IV, dated 26 March 2012.
- Florida DEO Monetary Determination/Redetermination for Extended Benefits, dated 23 April 2012.
- Blog article “What Does the BP Oil Spill in the Gulf Mean to Sarasota Real Estate and Surrounding Areas?” originally posted by Alex Krumm on 11 June 2010 and printed out 8 November 2010.
- BP press release dated 9 November 2011, “Federal On-Scene Coordinator Approves Gulf Coast Shoreline Clean-Up Completion Plan Milestone Paves Way for Restoration Work, downloaded from www.bp.com on 21 May 2012.
- InjuryBoard.com article “BP Oil Spill” posted by Joe Saunders on 5 May 2010 and downloaded on 23 May 2012.
- Sarasota County news release, “Sarasota County asks BP for more than \$241,000 in oil spill costs”, downloaded from www.scgov.net/oilspillreleases.asp on 23 May 2012.
- Claimant’s email to NPFC Staff on 12 June 2012 with additional pay stubs attached.
- 15 South Ristorante Enoteca pay stub #012968 for pay period 12/21/2009 – 12/27/2009.
- 15 South Ristorante Enoteca pay stub #013044 for pay period 01/04/2010 – 01/10/2010.
- 15 South Ristorante Enoteca pay stub #013085 for pay period 01/11/2010 – 01/17/2010.
- 15 South Ristorante Enoteca pay stub #013255 for pay period 02/08/2010 – 02/14/2010.
- 15 South Ristorante Enoteca pay stub #013352 for pay period 02/22/2010 – 02/28/2010.
- 15 South Ristorante Enoteca pay stub #013395 for pay period 03/01/2010 – 03/07/2010.
- 15 South Ristorante Enoteca pay stub #013628 for pay period 04/05/2010 – 04/11/2010.
- 15 South Ristorante Enoteca pay stub #013848 for pay period 05/10/2010 – 05/16/2010.
- 15 South Ristorante Enoteca pay stub #013964 for pay period 05/31/2010 – 06/06/2010.
- 15 South Ristorante Enoteca pay stub #014013 for pay period 06/07/2010 – 06/13/2010.
- 15 South Ristorante Enoteca pay stub #014038 for pay period 06/14/2010 – 06/20/2010.
- 15 South Ristorante Enoteca pay stub #014071 for pay period 06/21/2010 – 06/27/2010.
- 15 South Ristorante Enoteca pay stub #014338 for pay period 08/16/2010 – 08/22/2010.
- 15 South Ristorante Enoteca pay stub #014374 for pay period 08/23/2010 – 08/29/2010.
- 15 South Ristorante Enoteca pay stub #014406 for pay period 08/30/2010 – 09/05/2010.
- Email dated 12 June 2012 to NPFC Staff providing fourteen pay stubs which were found to be duplicates of those already presented.
- 2011 Form 1099-G from State of Florida Agency for Workforce Innovation, Special Payments Unit.
- Agency for Workforce Innovation [Florida] Emergency Unemployment Compensation Monetary Determination, Tier I, mailed 11/01/2010.
- Email dated 25 June 2012 to NPFC Staff providing the menu for 15 South Ristorante.
- 15 South Ristorante Enoteca Dinner Menu dated 3/12.
- Email dated 27 June 2012 providing additional newspaper and online information.
- Excerpt from Sarasota Herald-Tribune dated 21 August 2011 on BP payments to individuals and businesses in SW Florida:
www.heraldtribune.com/article/20110821/ARTICLE/110829940.

- Excerpt from Sarasota County Government Online, News Release Archive of Florida's Deepwater Horizon Information Center, including article, "Sarasota County asks BP for more than \$241,000 in oil spill costs".
- Excerpt from the Washington Times dated 13 July 2010, "What hasn't the oil spill destroyed?"
- Two emails dated 28 June 2012 providing 15 South Daily Specials.
- 15 South Ristorante Enoteca Daily Special menus dated 12/26, 2/08, 3/15, 3/18, 4/01, 4/16, 4/29, 5/05, and 5/14.
- 15 South Ristorante Employee State Taxes Detail (pay summary) covering May 7 through 31 August 2010.
- Email dated 29 June 2012 providing additional letter from Mrs. Parrilla at 15 South Ristorante.
- Letter To Whom It May Concern from 15 South Ristorante dated 28 June 2012.
- Email dated 10 July 2012 from Claimant to NPFC Staff, summarizing her claim and requesting a time frame in which she could expect a decision.